DOC11R

Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of October 30, 2026

2012-00535

RECEIVED: 01/15/13 FILED: 01/15/13 FINAL: 07/24/14 REOPENED: 11/20/13
SUSPENSION DATE: 08/17/13

CASE CODE
General Rates

UTILITIES:
Big Rivers Electric Corporation

INTERVENORS: Childers-Sierra Club/Hans-

HEARINGS:

07/03/13	Formal Hearing
07/02/13	Formal Hearing
07/01/13	Formal Hearing
06/27/13	Informal Conference
06/18/13	Formal Hearing
06/17/13	Formal Hearing
04/18/13	Teleconference

INDEX OF EVENTS:

12/05/19	Final Order Entered: 1. This case is opened to address certain outstanding petitions for confidential treatment. 2. The petitions for confidential treatment listed in Appendix B to this Order are granted. 3. The granting of these petitions shall not be cited as precedent in other proceedings before the Commission. 4. All movants shall review the petitions to determine if the material for which confidential treatment was requested still warrants confidential treatment. 5. A movant shall inform the Commission in writing, and filed in the original case file, if it determines that the information contained in a petition that is granted by this Order no longer warrants confidential treatment. 6. The Commission shall make available for inspection, upon request, any materials that a movant determines no longer warrants confidential treatment. 7. This case is closed and removed from the Commission's docket.
09/25/19	POST CASE: Big Rivers Electric Corporation Response to Commission Order
08/26/19	Order Entered: 1. BREC's June 24, 2013 and July 12, 2013 petitions for confidential protection are denied as moot because the time for which confidential protection was requested has run. 2. Within 30 days of the date of this Order, BREC shall file revised pages reflecting as unredacted the designated materials subject to the June 24, 2013 and July 12, 2013 petitions that have been denied confidential treatment. 3. The designated materials in the June 24, 2013 and July 12, 2013 petitions for which confidential protection was denied shall not be placed in the public record for 30 days following the date of this Order to allow BREC to seek any remedy afforded by law.
08/26/19	Order Entered: 1. BREC's April 23, 2014 petition for confidential protection is granted. 2. The designated materials shall not be placed in the public record or made available for public inspection for an indefinite period, or until further Orders of this Commission. 3. Use of the designated materials in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9). 4. BREC shall inform the Commission if the designated materials become publicly available or no longer qualify for confidential treatment. 5. If a non-party to this proceeding requests to inspect the designated materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not expired, BREC shall have 30 days from receipt of written notice of the request to demonstrate that the materials still fall within the exclusions from disclosure requirements established in KRS 61.878. If BREC is unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection. 6. The Commission shall not make the designated materials available for inspection for 30 days following an Order finding that the materials no longer qualify for confidential treatment in order to allow BREC to seek a remedy afforded by law.
08/26/19	Order Entered: 1. BREC's January 28, 2014 petition for confidential protection is granted in part and denied in part. 2. BREC's February 21 , 2014 petition for confidential protection is granted in part and denied in part. 3. BREC's request for confidential treatment of designated portions of the January 28, 2014 petition for an indefinite period is granted. 4. BREC's request for confidential treatment of

designated portions of the January 28, 2014 petition for five years is denied as moot. 5. BREC's request for confidential treatment of designated portions of the February 21 , 2014 petition for an indefinite period is granted. 6. BREC's request for confidential treatment of designated portions of the February 21, 2014 petition for five years is denied as moot. 7. The designated materials in BREC's January 28, 2014 and February 21,
2014 petitions for which confidentiality was granted shall not be placed in the public record or made available for public inspection for an indefinite period, or until further Orders of this Commission.

08/19/19 Order Entered: 1. KIUC's June 10, 2013 petition for confidential protection is granted. 2. The designated materials shall not be placed in the public record or made available for public inspection for an indefinite period, or until further Orders of this Commission. 3. Use of the designated materials in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9). 4. KIUC shall inform the Commission if the designated materials become publicly available or no longer qualify for confidential treatment. 5. If a non-party to this proceeding requests to inspect the designated materials granted confidential treatment by this Order and the period during which the
materials have been granted confidential treatment has not expired, KIUC shall have 30 days from receipt of written notice of the request to demonstrate that the materials still fall within the exclusions from disclosure requirements established in KRS 61.878. If KIUC is unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection. 6. The Commission shall not make the designated materials available for inspection for 30 days following an Order finding that the materials no longer qualify for confidential treatment in order to allow KIUC to seek a remedy afforded by law.

07/24/14 Order Entered:
1. No adjustment of Big Rivers' revenue requirement or rates shall be made in conjunction with "A&G Headquarters" employees or the return on fuel, reagent, and materials and supplies inventory included in the proposed SSR agreement with MISO.
2. Big Rivers shall place $45,933 in its ER fund as described in the findings above. If this amount changes due to modifications to the SSR agreement by FERC, Big Rivers shall notify the Commission of the changed amount; provide supporting calculations thereof; and state the remaining amount that will be deposited in, or removed from, the ER fund in order to avoid double recovery of property taxes and property insurance expense.
3. The Intervenors' attempt to raise as an issue on rehearing Big Rivers' level of off-system sales during the first two months of 2014 is rejected as untimely under KRS 278.400.
4. The Intervenors' request for a formal hearing is denied.

04/23/14 Big Rivers Electric Corporation Updated Responses to Joint Intervenors Supplemental Rehearing Request for Information, Petition for Confidential Treatment, and Motion for Deviation

04/08/14 Order Entered:
1. Movant's petition for confidential protection is hereby granted.
2. The information for which Movant seeks confidential treatment shall not be placed in the public record or made available for public inspection until March 6, 2018, or until further Orders of this Commission. At the end of this period, the materials shall be placed in the public record. The Movant may request that the materials continue to be treated as confidential, but must demonstrate that the materials still falls within the
exclusions established in KRS 61.878.
3. If Movant objects to the time limits that the Commission has placed on the confidential treatment for the materials in question, it must seek either rehearing pursuant to KRS 278.400, or judicial review of this Order pursuant to KRS 278.410. Failure to exercise either of these statutory rights will be deemed as agreement with the Commission's determination of the period for which the material is afforded confidential treatment and will require Movant to demonstrate a change in circumstances in any subsequent motion for continued confidential treatment of the materials in question after the end of the period set forth in ordering paragraph 2.
4. Use of the materials in question in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).
5. Movant shall inform the Commission if the information in question becomes publicly available or no longer qualifies for confidential treatment.

03/14/14 BREC Response to Comments on Rehearing & Request for Hearing filed by KIUC, OAG, Ben Taylor, and Sierra Club

03/04/14 KIUC, OAG, Ben Taylor & Sierra Club's Comments on Rehearing and Request for Rehearing

02/21/14 BREC Responses to Commission Staff's Supplemental Rehearing Requests for Information

02/21/14	BREC Petition of Big Rivers Electric Corporation for Confidential Treatment
02/21/14	BREC Motion for Deviation
02/21/14	BREC Responses to the OAG, KIUC, & Ben Taylor & Sierra Club's (Joint Intervenor's) Supplemental Rehearing Requests for Information BREC Three Attachments to Item 6(d)(iii) of Joint Intevenor's Supplemental Rehearing Request for Information
02/10/14	Commission Staff's Second Rehearing Request for Information to Big Rivers Electric Corporation
02/10/14	OAG Joint Intervenors Supplemental Data Requests to Big Rivers Electric Corporation on Rehearing
01/30/14	Big Rivers Electric Corporation's Response to PSC Letter of 01-27-14 Regarding Refund Calculations
01/28/14	BREC's Response to the OAG, KIUC, and Ben Taylor and the Sierra Club's (collectively Joint Intervenors) Initial Rehearing Request for Information
01/28/14	BREC Motion for Deviation
01/28/14	BREC's Response to PSC Staff's Initial Rehearing Request for Information
01/28/14	BREC's Petition for Confidential Treatment
01/27/14	PSC Letter to Mark Bailey
01/15/14	Commission Staff's First Rehearing Request for Information to Big Rivers Electric Corporation
01/15/14	OAG-KIUC-Ben Taylor & Sierra Club Joint Intervenors' Initial Data Requests on Rehearing
01/13/14	Big Rivers Electric Corporation's Rate Refund Report Pursuant to Ordering Paragraph 8 of PSC Staff's 10-29-13 Order
12/20/13	Order Entered: The procedural schedule in the Appendix to this Order shall be followed for the rehearing portion of this proceeding.
12/10/13	Order Entered: Big Rivers' motion for leave to withdraw its motion for clarification is granted. 2. The Intervenors' request for rehearing on the deferral of the Coleman depreciation is denied. 3. The Intervenors' request for rehearing on the issue of the SSR revenues included in the SSR agreement filed with FERC by MISO is granted, and a procedural schedule for conducting discovery on this issue will be issued in the near future. 4. The Intervenors' request for rehearing on the need for specific parameters regarding Big Rivers' load-mitigation plan is denied, but evidence on the load-mitigation plan shall be taken in Case No. 2013-00199.
12/09/13	Big Rivers Electric Corporation's Motion for Leave to Withdraw its Motion for Clarification
11/27/13	Big Rivers Response to Petition for Rehearing
11/22/13	Big Rivers Electric Corporation's Response to PSC Staff's Fourth Information Request
11/20/13	KIUC, Attorney General, Ben Taylor and Sierra Club's Petition to the PSC for Rehearing of the October 29, 2013 Order
11/20/13	Big Rivers Electric Corporation's Motion for Clarification
10/29/13	Final Order Entered: (1) The rates and charges proposed by Big Rivers are denied. (2) The rates in the appendix to this Order are approved for service rendered by Big Rivers on and after August 20, 2013. (3) The depreciation rates proposed by Big Rivers are denied. (4) Beginning with the month of Sep. 2013, Big Rivers shall discontinue recording depreciation of the Coleman Station as an expense and shall defer this depreciation and record it in a regulatory asset account. All other aspects of Big Rivers' accounting for depreciation shall remain unchanged. (5) Within 20 days of date of this Order, Big Rivers shall file tariff sheets setting forth the rates and charges approved herein and reflecting their effective date and that they were authorized by this Order. (6) Within 60 days from the date of this Order, Big Rivers shall refund with interest all amounts collected for service rendered from Aug. 20, 2013, through the date of this Order that are in excess of the rates set out in appendix to this Order. (7) Big Rivers shall pay interest on the refunded amounts at the average of the Three-Month Commercial Paper Rate as reported in the Federal Reserve Bulletin and the Federal Reserve Statistical Release on the date of this Order. (8) Within 75 days from the date of this Order, Big Rivers shall submit a written report to the Commission in which it describes its efforts to refund all monies collected in excess of the rates that are set forth in the appendix to this Order.
08/22/13	Big Rivers' response to certain requests for information
08/20/13	Order Entered: 1. Big Rivers shall maintain its records in such manner as will allow it, the Commission, or any customer to determine the amounts to be refunded and to whom in the event a refund is ordered upon final resolution of this mailer. 2. Within 15 days of the date of this Order, Big Rivers shall file its tariffs setting forth the rates it is

placing in effect and designating those rates as being subject to change and refund.

08/19/13 Kenergy Corp's Notice of Intent to Implement Rates Subject to Big River's Application

08/19/13 Big Rivers Electric Corp notice of its's intent to place rates proposed in effect for service rendered on and after Aug 20. 13

08/14/13 Response Letters to Linda Walker and Mike Benton

08/14/13 Order Entered:

1. Movant's motions for confidential protection are hereby granted.
2. The updated responses to Tab 38 for which Movant seeks confidential treatment shall not be placed in the public record or made available for public inspection for a period of five years from the date of this Order.
3. Portions of the responses to AG 1-143 and AG 1-233 for which Movant seeks confidential treatment shall not be placed in the public record or made available for public inspection for a period of five years from the date of this Order.
4. Movant's request to strike its request for confidentiality of AG 1-162 from the Match 18, 2013 petition is granted.
5. Use of the materials in question in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).
6. Movant shall inform the Commission if the materials in question become publicly available or no longer qualify for confidential treatment.
7. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not run, Movant shall have 20 days from receipt of written notice of the request to demonstrate that the materials still fall within the exclusions from disclosure requirements established in KRS 61.878. If Movant is unable to make such demonstration, the requested materials shall be made available for inspection.

08/07/13 BREC Letter of Correction

07/31/13 KIUC Letter Regarding Confidential Information Filed July 29, 2013

07/29/13 Order Entered:

1. Movant's motion for confidential protection is hereby granted.
2. Portions of the response to SC 2-18 for which Movant seeks confidential treatment shall not be placed in the public record nor made available for public inspection for an indefinite period of time from the date of this Order.
3. Portions of the attachments to the responses for SC 2-3 and SC 2-8 for which Movant seeks confidential treatment shall not be placed in the public record or made available for public inspection for a period of five years from the date of this Order.
4. Use of the materials in question in this proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).
5. Movant shall inform the Commission if the materials in question become publicly available or no longer qualify for confidential treatment.
6. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not run, Movant shall have 20 days from receipt of written notice of the request to demonstrate that the materials still fall within the exclusions from disclosure requirements established in KRS 61.878. If Movant is unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.

confidential treatment in order to allow Movant to seek a remedy afforded by law.

07/29/13 KIUC Brief

07/26/13 AG's Post-Hearing Brief

07/26/13 BREC Response to Commission Staff's Fourth Request for Information

07/26/13 BREC Post-Hearing Brief

07/26/13 Ben Taylor & Sierra Club Cover Letter for Filing Confidential Information

07/26/13 Ben Taylor and Sierra Club Post-Hearing Brief

07/25/13 Order Entered:

1. Movant's motion for confidential protection is hereby granted.
2. The materials for which Movant seeks confidential treatment shall not be placed in the public record nor made available for public inspection for a period of five years from the date of this Order.
3. Use of the materials in question in this proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).

	4. Movant shall inform the Commission if the materials in question become publicly available or no longer qualify for confidential treatment. 5. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not run, Movant shall have 20 days from receipt of written notice of the request to demonstrate that the materials still fall within the exclusions from disclosure requirements established in KRS 61.878. If Movant is unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection. 6. The Commission shall not make the requested materials available for inspection 20 days following an Order finding that the material no longer qualifies for confidential treatment in order to allow Movant to seek a remedy afforded by law.
07/24/13	BREC Fifth Update Responses to Tab 38, Sixth Updated Responses to Items 43 & 54 of Commission Staff's Initial Request for Information, and Update to Exhibit Richert-7 with Direct Testimony of Billie J Richert
07/24/13	Linda Walker Public Comments
07/22/13	Commission Staff's Fourth Request for Information to Big Rivers Electric Corporation
07/17/13	BREC Verification Pages
07/15/13	Public Meeting Notes from Frankfort, KY and linked by video to Paducah, KY on June 18, 2013.
07/12/13	BREC Responses to Post Hearing Data Request, Petition for Confidential Treatment and a Motion for Deviation
07/11/13	Notice of Filing Hearing Documents
07/09/13	Response E-mail to AARP
07/08/13	Mike Benton Public Comments
07/05/13	Response Letters to Jim Claggett, Dan Allard, Joyce White, Bill Watson, Richard Schroeder, Randel Colson, Rose Burton Yates, Linda & Jim Bowlds, Shawn Lynn, Agnes Butler, and Ron Bridges-AARP
07/05/13	Response E-mail to AARP
07/03/13	Order Entered: 1. Sierra Club’s motion to amend its supplemental requests is granted. 2. Sierra Club’s supplemental requests filed on May 6, 2013 shall be removed from the record. 3. Sierra Club’s redacted supplemental requests and confidential supplemental requests attached to its motion to amend supplemental requests filed May 14, 2013 are accepted for filing in the case.
07/02/13	Response E-mail to AARP
07/02/13	BREC Motion For Deviation
07/02/13	AARP Public Comments
07/01/13	BREC Supplemental Rebuttal Testimony of Robert W Berry, Motion to Strike Portions of The Supplemental Testimony of Frank Ackerman, and Response to KIUC Motion for Leave to Use in the Public Hearing Information Filed Under Seal
07/01/13	Kenergy Corp Response To Joint Motion To Reschedule Hearing
07/01/13	AG's Comments In Support Of KIUC's Motion For Leave To Disclose Information Filed Under Seal By BREC
07/01/13	Agnes Butler Public Comments
07/01/13	KIUC's Motion For Leave To Use In The Public Hearing Information Filed Under Seal By BREC
06/28/13	Order Entered: Movants Joint motion to reschedule the July 1, 2013 formal evidentiary hearing is denied without prejudice.
06/28/13	BREC First Updated Response to the Office of the AG's Initial Request for Information
06/28/13	Sierra Club Public Version of the Supplemental Testimony of Frank Ackerman
06/28/13	Shawn Lynn Public Comments
06/28/13	Linda and Jim Bowlds Public Comments
06/28/13	Ben Taylor and Sierra Club Entry Of Appearance
06/27/13	BREC Third Supplemental Response to Commission Staff's Initial Request for Information
06/27/13	Attorney General, Ben Taylor and Sierra Club's Joint Motion to Reschedule Hearing
06/27/13	BREC Response To Joint Motion of AG, Ben Taylor and Sierra Club To Reschedule Hearing
06/26/13	BREC Second Supplemental Response to Commission Staff, Revised Response to KIUC and Revised Response to Ben Taylor and the Sierra Clubs Initial Request for Information
06/26/13	BREC Proof of Publication
06/26/13	BREC Attachment to Tab 55 with the Confidential Material Redacted
06/25/13	Public Meetings Notes from Henderson Public Meeting on June 13, 2013
06/25/13	Public Meeting Notes from Owensboro and Brandenburg Public Meetings on June 13, 2013

06/25/13	Rose Burton Public Comments
06/24/13	Order Entered: Big Rivers motion to strike is denied without prejudice
06/24/13	BREC Rebuttal Testimony, Petition for Confidential Treatment, and a Motion for Deviation
06/24/13	Cresline Plastic Pipe Co Inc Public Comments
06/24/13	BREC Proof of Publication
06/24/13	BREC Motion for Deviation
06/24/13	BREC Updated Responses to Ben Taylor and Sierra Club's Supplemental Requests for Information
06/24/13	BREC Petition for Confidential Protection
06/24/13	Randel G Colson Public Comments
06/21/13	Bill Watson Public Comments
06/21/13	KIUC Motion to Establish Date-Certain
06/21/13	BREC Supplemental Responses to Commission Staff's Initial Request for Information
06/20/13	Order Entered: Alcan's motion to withdraw as a party and for its counsel of record to withdraw is granted.
06/20/13	Order Entered: Shannon W. Fisk is admitted pro hac vice for the purpose of representing Intervenors Ben Taylor and Sierra Club in the above-styled proceeding, provided that Joe F. Childers or another member of the Kentucky Bar Association acts as co-counsel and is present at any and all proceedings before this Commission
06/19/13	Order Entered: 1. Sierra Club's motion to compel Big Rivers to fully respond to Sierra Club's Supplemental Requests for Information Items No. 2-2, 2-3, 2-4, 2-5, and 2-8 is granted, and Big Rivers shall electronically serve each party with a copy of its responses on June 21, 2013 and file hard copies with the Commission by June 24, 2013. 2. Sierra Club shall file by June 28, 2013, any supplemental testimony on the limited issue of Big Rivers' post-2016 production modeling and Big Rivers shall have an opportunity at the hearing to present rebuttal testimony on this issue. 3. Sierra Club's motion to compel Big Rivers to fully respond to Sierra Club's Supplemental Requests for Information Items No. 2-13c, and 2-24 through 2-28 is denied as moot.
06/19/13	Joyce G White Public Comments
06/19/13	Dan Allard Public Comments
06/18/13	BREC Updated Responses to their Application, Commission Staffs Request for Information, and AG's Request for Information
06/11/13	Response E-mails to James Fulkerson, Merry Peak, Randall Shanks, Tim Thurby, and William Vickery
06/10/13	KIUC Response to Commission Staffs First Request for Information
06/10/13	KIUC Petition For Confidential Treatment of Information
06/10/13	KIUC Response to BREC First Request for Information
06/07/13	Response E-mails to Greg Atkison and Kevin White
06/07/13	BREC Notice of Request for Publication
06/07/13	JPEC Request to Consider Rescheduling of Public Meetings
06/07/13	Ben Taylor and Sierra Club Responses and Objections to BREC Requests for Information and Notice of Confidential Information
06/07/13	AG's Responses to Data Requests of BREC and KY PSC Staff
06/05/13	Order Entered: Thomas J. Cmar is admitted pro hac vice for the purpose of representing the Sierra Club in the above-styled proceeding, provided that Joe F. Childers or another member of the Kentucky Bar Association acts as co-counsel and is Present at any and all Proceedings before this Commission.
06/05/13	Motion of ALCAN and counsel to withdraw as intervenor and counsel intervenor
06/03/13	Response E-mail to David Watson
06/03/13	Response E-mails to Cindy Benton, Brandon Edge, James Potts, and Dwayne Stout
06/03/13	Sierra Club Reply in Support of Motion to Compel and Response to BREC Motion to Strike
05/31/13	COMMISSION STAFF'S REQUEST FOR INFORMATION TO KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.
05/31/13	COMMISSION STAFF'S REQUEST FOR INFORMATION TO THE ATTQRNEY GENERAL ,QF THE COMMONWEALTH OF KENTUCKY.
05/31/13	BREC First Request for Information to the AG, KIUC, Ben Taylor and Sierra Club
05/29/13	Response E-mails to Chris Augustus, Kenneth Cogdell, Elizabeth Durham, Beth Lax, and Ronda Sweet
05/29/13	Sierra Club Letter Of Clarification
05/29/13	BREC Response to KIUCs Third Request for Information

05/29/13	BREC Motion to Strike Sierra Club Exhibits and Referencing Testimony
05/28/13	Response E-mail to David Foushee
05/28/13	Attorney General's Clarification Letter Regarding Confidential Information Filed May 24, 2013
05/28/13	BREC Response to Ben Taylor and Sierra Clubs Motion to Compel
05/24/13	Sierra Club Direct Testimony of Frank Ackerman
05/24/13	KIUC Direct Testimony of Steve Henry
05/24/13	KIUC Direct Testimony of Bill Cummings
05/24/13	Ben Taylor and Sierra Club's Motion for Admission Pro Hac Vice of Thomas J. Cmar
05/24/13	KIUC Direct Testimony and Exhibits of Lane Kollen
05/24/13	KIUC Direct Testimony of Kelly Thomas
05/24/13	AG's Public Pre-Filed Testimony
05/22/13	Order Entered: 1. KIUC's petition for leave to conduct additional discovery is granted. 2. Big Rivers shall file responses to KIUC's additional discovery within seven days of the date of this order.
05/22/13	Response E-mails to Karen Harth, Kevin Linn, C.J. Maple, Renee McBrayer, James Russelburg, and Joshua Wisto
05/22/13	Sierra Club Motion to Compel BREC to Respond
05/21/13	Response E-mails to Stephen Allen, Jim Fogle, and Michael Simmons
05/20/13	Response E-mails to Dan Allard and Myra Stilwell
05/17/13	BREC Petition For Confidential Treatment
05/17/13	BREC Updated Responses to Commission Staffs Request for Information
05/15/13	BREC Petition For Confidential Treatment
05/15/13	BREC Responses to Ben Taylor and Sierra Clubs Supplemental Request for Information
05/14/13	Sierra Club Motion to Amend Public Version of Ben Taylor and Sierra Clubs Supplemental Request for Information to BREC
05/13/13	Ben Taylor and Sierra Clubs Confidential Version of Supplemental Requests for Information to BREC and a Certificate of Service
05/13/13	Intervenors Motion for Admission Pro Hac Vice
05/10/13	BREC Verification Pages
05/10/13	AG's Comments in Support of KIUC's Motion For Leave To Conduct Additional Discovery
05/08/13	Jim Claggett Public Comments
05/07/13	Big Rivers Corporation Response to KIUC Petition for Leave to conduct Supplemental Discovery
05/06/13	Order Entered: Movant's motion for confidential protection is granted in part and denied in part. 2. Movant's request for confidential treatment of information relating to recent purchased power amounts and values as contained in Big Rivers response to Commission Staffs First Request for Information, Item 42 is denied. 3. The materials relating to recent purchased power amounts and values shall be afforded confidential treatment for 33 days from the date of this Order to afford Big Rivers the opportunity to seek review of this Order pursuant to KRS 278.400 or KRS 278.41 0. 4. Thirty-three days after the date of this Order, the material relating to recent purchased power amounts and values shall be made available for public inspection. 5. The remainder of the materials for which Movant seeks confidential treatment is granted such treatment and shall not be placed in the public record nor made available for public inspection.. Use of the materials in question in this proceeding shall be in compliance with 807 KAR 5:001, Section 13(9). 7. Movant shall inform the Commission if the materials in question become publicly available or no longer qualify for confidential treatment. 8. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order, the Commission shall notify the Movant in writing and direct Movant to demonstrate within 20 days of receipt of the notice that the materials still fall within the exclusions from disclosure
05/06/13	Order Entered Movant's motion for confidential protection is granted in part and denied in part. 2. Movant's request for confidential treatment of information relating to recent off-system sales prices as contained in the Direct Testimony of Robert W. Berry and Exhibits Berry-I through Berry-4 as well as generation unit heat rate information as contained in the Direct Testimony of Ted J. Kelly is denied. The materials relating to recent off-system sales prices and generation unit heat rate information shall be afforded confidential treatment for 33 days from the date of this Order to afford Big Rivers the opportunity to seek review of this Order pursuant to KRS 278.400 or KRS 278.410. 4. Thirty-three days after the date of this Order, the recent off-system sales prices and the generation unit heat rate information shall be made available for public inspection. The

	remainder of the materials for which Movant seeks confidential treatment is granted such treatment and shall not be placed in the public record nor made available for public inspection. 6. Use of the materials in question in this proceeding shall be in compliance with 807 KAR 5:001, Section 13(9). 7. Movant shall inform the Commission if the materials in question become publicly available or no longer qualify for confidential treatment. 8. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order, the Commission shall notify the Movant in writing and direct Movant
05/06/13	KIUC petition for leave to conduct supplemental discovery and KIUC supplemental data request to Big Rivers Electric Corp.
05/06/13	Ben Taylor and Sierra Club Supplemental Requests for Information to Big Rivers Electric Corp
04/29/13	Order Entered: I. The procedural schedule set forth in the Appendix to this Order is substituted for and replaces the procedural schedule set forth in the Appendix to the Commission's April 5, 2013 Order. 2. All provisions of the Commission's April 5, 2013 Order that do not conflict with this Order shall remain in full force and effect. 3. The official record of these proceedings shall be by video only. 4. Big Rivers shall publish notice of this hearing in compliance with the provisions set out in 807 KAR 5:001, Section 9(2). 5. Any request to cancel or postpone this hearing shall be made by motion filed with the Commission at least one week before the hearing is scheduled to commence.
04/25/13	Movant's motion for confidential protection is hereby granted. The information contained in Big Rivers' responses to KIUC's First Request for Information, Item 36(f) and AG's Initial Request for Information, Item 121, shall not be placed in the record nor made available for public inspection until February 28, 2018. At the end of this period, the material shall be placed in the record. The Movant may request the material continue to be treated as confidential but must demonstrate that the material still falls within the exclusions established in KRS 61.878. 3. The remainder of the materials for which Movant seeks confidential treatment shall not be placed in the public record nor made available for public inspection for an indefinite period so long as the Big Rivers' transmission system remains in place. 4. Use of the materials in question in this proceeding shall be in compliance with 807 KAR 5:001, Section 13(9). 5. Movant shall inform the Commission if the materials in question become publicly available or no longer qualify for Confidential treatment. 6. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order, the Commission shall notify the Movant in writing and direct Movant to demonstrate within 20 days of his receipt of the notice that the materials still fall within the exclusions from disclosure requirements established in KRS 61.878. If Movant is unable to make such demonstration, the requested materials shall be
04/25/13	Big Rivers Electric Corporation Response to Ben Taylor and Sierra Clubs Initial Request for Information
04/25/13	Big Rivers Electric Corporation Petition for Confidential Protection
04/25/13	Big Rivers Electric Corporation Motion For Deviation
04/23/13	Commission Staff's Notice of Informal Conference
04/23/13	BREC Comments on the Staff Memorandum
04/19/13	Memorandum dated 4/19 for Informal Conference of 4/18; Comments, if any, due within 5 days of receipt
04/19/13	Big Rivers Electric Corporation Third Updated Responses to Commission Staff's Initial Request for Information, First Updated Responses to the Office of the AG's Initial Request for Information, First Updated Responses to the Office of the AG'S Second Request for Information, First Updated Responses to KIUC Second Request for Information
04/17/13	Order Entered: Movants' petition for full intervention is granted.
04/15/13	Order Entered: The Petitioner's request for intervention is denied.
04/11/13	Ben Taylor and Sierra Club Formal Request that The Commission Rule on Motion for Full Intervention
04/05/13	Order Entered: 1. KIUC's and the AG's motions for an extension of time are granted to the extent that all intervenor testimony shall be filed by April 18, 2013, and all subsequent procedural steps shall be extended by one week. 2. The procedural schedule attached as the Appendix shall be followed in this case and shall supersede the procedural schedule appended to the Commission's February 1, 2013 Order. 3. KIUC's request for an informal conference is denied as moot.

04/05/13	Big Rivers Electric Corporation Response to AG's Motion to Amend Procedural Schedule to Allow for an Enlargement of Time Within Which to File Testimony
04/05/13	AG and KIUC Joint Motion to Amend Procedural Schedule
04/01/13	Big Rivers Electric Corporation 's Response to KIUC's Petition to Amend Procedural Schedule and Request for Informal Conference
04/01/13	Attorney General's Motion to Amend Procedural Schedule to Allow for Enlargement of Time Within Which to File Testimony
04/01/13	Big Rivers Electric Corporation Notice of Witness Substitution
03/28/13	Motion for Deviation
03/28/13	KIUC Reply to Big Rivers Petition to Amend Procedural Schedule
03/28/13	Big Rivers Response to Commission Staffs Third Request for Information
03/28/13	Big Rivers Petition for Confidentiality
03/28/13	Big Rivers Response to KIUC Second Request for Information
03/28/13	Big Rivers Response to AG's Supplemental Request for Information
03/26/13	KIUC Motion to Amend Second Data Requests to Big Rivers
03/22/13	KIUC Inc Petition to Amend Procedural Schedule and Request for Informal Conference
03/18/13	Big Rivers Electric Corporation Response to Commissions Request for Information and Request for Confidentiality
03/15/13	KIUC's Second Set of Data Requests to Big Rivers Electric Corporation
03/14/13	Commission Staff's Third Request for Information to Big Rivers Electric Corporation
03/14/13	Attorney's General Supplemental Data Requests
03/07/13	Big RIvers Electric Corporation revised petition for confidential treatment and additional attachments
03/06/13	Big Rivers Response to Attorney General's Initial Request for Information AG 1-179 and AG 1-250 - hard copies
03/06/13	Big Rivers Response to Commission Staff's Second Request for Information PSC 2-8(a) and PSC 2-21(b) -hardcopies
03/06/13	Big Rivers Response to KIUC Initial Request for Information KIUC 1-1 and KIUC 1-34 - hard copies
02/28/13	Big Rivers Petition for Confidential Protection
02/28/13	Big Rivers Motion for Deviation
02/28/13	Big Rivers Response to Alcan Primary Products' Initial Request for Information
02/28/13	Big Rivers response to Commission Staff's Second Request for Information
02/28/13	Big Rivers Response to the Attorney General's Initial Request for Information
02/28/13	Big Rivers Response to KIUC's Initial Request for Information
02/22/13	Sierra Club reply in support of petition for full intervention
02/18/13	Big Rivers Response to Petition of Ben Taylor and sierra Club for full intervention.
02/15/13	KIUC first set of data request to Big Rivers Electric
02/15/13	Big Rivers response to tab 38 of application and items 43 and 54 of the psc staff first request for information and petition for confidential
02/14/13	Commission Staff's Second Request for Information to Big Rivers Electric Corporation
02/14/13	Ben Taylor and Sierra Club initial request for information to Big Rivers
02/14/13	AG final set of initial data requests
02/14/13	Petition of Ben Taylor and Sierra Club for full intervention
02/14/13	Initial request for information of Alcan Primary Products
02/13/13	Response e-mail to Steve Allen
02/13/13	Order Entered: Donald P. Seberger is admitted pro hac vice for the purpose of representing Alcan in the above-styled proceeding provided that David C. Brown, or another member of the Kentucky Bar Association, acts as co-counsel and is present at any and all proceedings before this Commission.
02/12/13	Order Entered: 1. The motion of Meade County to intervene is granted, and Meade County shall accept the existing procedural schedule. 2. Meade County shall be entitled to the full rights of a party and shall be served with the Commission’s Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order. 3. Should Meade County file documents of any kind with the Commission in the course of these proceedings, Meade County shall also serve a copy of said documents on all other parties of record.
02/12/13	Order Entered: 1. The motion of Alcan to intervene is granted, and Alcan shall accept the existing procedural schedule.

	2. Alcan shall be entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order. 3. Should Alcan file documents of any kind with the Commission in the course of these proceedings, Alcan shall also serve a copy of said documents on all other parties of record.
02/12/13	Order Entered: 1. The motion of Jackson Purchase to intervene is granted, and Jackson Purchase shall accept the existing procedural schedule. 2. Jackson Purchase shall be entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order. 3. Should Jackson Purchase file documents of any kind with the Commission in the course of these proceedings, Jackson Purchase shall also serve a copy of said documents on all other parties of record.
02/11/13	Letter from Big Rivers concerning retirement of M. Yockey with witness substitution list
02/11/13	AG preliminary initial data requests
02/06/13	Petition to intervene of the IB of EW Local 1701
02/06/13	Big Rivers Electric Corporation's Response to AG's Brief Regarding KIUC's Motion for Corrected Notice
02/04/13	Correction to Jan 31,13 filing notice of Alcan Primary Products Corp.
02/01/13	Order Entered: 1. Big Rivers' proposed rates are suspended for six months, up to and including August 17, 2013. 2.The procedural schedule set forth in the Appendix shall be followed. 3. a. Responses to requests for information shall be appropriately bound, and shall include the name of the witness responsible for responding to the questions related to the information provided, with copies to all parties of record and 10 copies to the Commission. b. Each response shall be answered under oath. c. A party shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made. d. For any request to which a party fails or refuses to furnish all or part of the requested information, that party shall provide a written explanation. 4. Any party filing testimony shall file an original and 10 paper copies. 5. Big Rivers shall give notice of the hearing in accordance with the provisions set out: in 807 KAR 5:001, Section 9(2). At the time publication is requested, Big Rivers shall forward a duplicate of the notice and request to the Commission. 6. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted. 7. Any objections or motions relating to discovery or procedural dates shall be filed upon four business days' notice. 8. Motions for extensions of time with respect to the schedule herein shall be made in writing.
02/01/13	Attorney General's Brief Regarding KIUC's Motion for Corrected Notice
01/31/13	Notice of Alcan Primary Products Corporation
01/29/13	Big Rivers Response to Initial Request for Information (Volume 2 of 2, Part 1 of 2)
01/29/13	Big Rivers Response to Initial Request for Information (Volume 1 of 2)
01/29/13	Big Rivers Response to Initial Information Request (Volume 2 of 2, Part 2)
01/29/13	Big Rivers Petition for Confidentiality
01/29/13	Big Rivers Motion for Deviation
01/29/13	Reply of KIUC to response of Big Rivers regarding corrected notice
01/28/13	Kenergy response to KIUC motion for corrected Notice
01/28/13	Big Rivers Response to KIUC's Motion for Big Rivers to File a Corrected Notice
01/23/13	No deficiency letter
01/23/13	Motion of KIUC Inc for Big Rivers to file corrected notice
01/22/13	Motion to admit Donald Seberger to practice Pro Hac Vice
01/16/13	Acknowledge Receipt of Filing
01/15/13	Application of Big Rivers Electric Corporation for a General Adjustment of Rates
01/11/13	Order Entered: (1) The motion of Kenergy to intervene is granted. (2) Kenergy shall be entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order. (3) Should Kenergy file documents of any kind with the Commission in the course of these

DOC11R **Case Management System - KY Public Service Commission**

Regular Cases Before the Commission as of October 30, 2026

	proceedings, Kenergy shall also serve copy of said documents on all other parties of record.
01/11/13	Petition for full intervention of Alcan Primary Products Corporation
01/11/13	Motion of Jackson Purchase Energy Corporation to intervene
01/11/13	Motion to intervene of Meade County RECC
01/07/13	Kenergy Corp's Motion to Intervene
12/21/12	Commission Staff's First Request for Information to Big Rivers Electric Corporation
12/21/12	Order Entered: The petition of KIUC to intervene is granted. KIUC shall be entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order. Should KIUC file documents of any kind with the Commission in the course of these proceedings, KIUC shall also serve a copy of said documents on all other parties of record.
12/20/12	Order Entered: Big Rivers is granted a deviation to file its rate application under the currently existing regulations.
12/12/12	Petition to intervene of KIUC Inc.
12/10/12	Order Entered: The motion is granted and the Attorney General is hereby made a party to these proceedings.
12/05/12	AG motion to intervene
12/04/12	Acknowledge Receipt of Filing
12/04/12	Big Rivers Electric Corporation Notice of Intent to File Application for a General Adjustment of Rates Supported by a Fully Forecasted Test Period

Total Number of Cases: 1