DOC11R

Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of November 08, 2025

2016-00317 RECEIVED: 08/30/16 FILED: 08/30/16 FINAL: 03/14/18 REOPENED:

SUSPENSION DATE:

CASE NATURE: Proper Method of Municipal Franchise Fee Recovery

CASE CODE

Declaratory Order

UTILITIES:

Louisville Gas and Electric Company Louisville Gas and Electric Company

INTERVENORS: Boehm-KIUC/Duton-

HEARINGS:

09/28/17 Oral Argument

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.

03/14/18

Final Order Entered: 1. LG&E's requests that the Commission issue a declaratory order confirming that LG&E must calculate and add to the total bill for gas service of all customers located within Louisville Metro's jurisdiction, excluding those customers who reside with the 82 Home Rule Cities, a surcharge to collect any fees for the 2016 Franchise Agreement is granted. 2. LG&E shall recover the franchise fee associated with the 2016 Franchise Agreement in accordance with its Commission-approved Franchise Fee Rider. 3. Louisville Metro's request that the franchise fee at issue should be paid for by LG&E and not be passed directly on to customers is denied. 4. Louisville Metro's alternative request that LG&E should either be required to recover the franchise fees from all LG&E customers located within Louisville Metro's jurisdiction, including those customers who reside within the 82 Home Rule Cities, or be required to recover the franchise fees from all LG&E gas customers is denied.

5. Louisville Metro's motion to allow Gregory T. Dutton to withdraw as counsel for Louisville Metro is granted.

12/28/17	Gregory Dutton Louisville/Jefferson County Metro Govt. Motion to Withdraw as Counsel

10/04/17 Notice of Filing Documents

09/15/17 Gregory Dutton Louisville/Jefferson County Metro Government Reply Brief
 09/15/17 Kendrick Riggs Louisville Gas and Electric Company LGE Reply Brief
 08/31/17 Gregory Dutton Louisville/Jefferson County Metro Government Merits Brief

08/31/17 Kendrick R. Riggs of Stoll Keenon Ogden PLLC Louisville Gas and Electric Company LGE Brief Order Entered: 1. Louisville Metro's motion to amend the commencement of the oral argument hearing on September 28, 2017, is granted.

2. The start of the September 28, 2017 oral argument hearing shall be changed from 9 a.m. to 2 p.m.

3. An evidentiary hearing, if requested by the parties or on the Commission's own motion, shall be scheduled for Friday, September 29, 2017, at 9:00 a.m., Eastern Daylight Time, at offices of the Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky. 4. Pursuant to KRS 278.360 and

807 KAR 5:001. Section 9(a), a digital video transcript shall be made of the hearing.

08/15/17 Gregory Dutton Louisville/Jefferson County Metro Government Motion to Amend Commencement time

of Oral Arguments

Order Entered: 1. Louisville Metro's motion requesting the scheduling of oral arguments is granted. 2. Louisville Metro's motion requesting approval to withdraw its Issue 2 is denied. 3. The parties shall file simultaneous initial briefs addressing the legal issues presented in this matter on or before August 31,

07/10/1

07/05/1

06/27/1

06/23/1

06/16/1

06/16/1 06/16/1 06/12/1

06/07/1

05/26/1

05/22/1

05/15/1

05/04/1

04/27/1

04/21/1

04/21/1

04/20/1 04/11/1 04/10/1 04/07/1

04/07/1

04/07/1

03/24/17

Request for Information

Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of November 08, 2025

2017. 4. The parties shall file simultaneous reply briefs on or before September 15, 2017. 5. Any

	2017. 4. The parties shall file simultaneous reply briefs on or before September 15, 2017. 5. Any
	request for a formal evidentiary hearing, along with a detailed description of material issues of fact,
	shall be submitted on or before September 15, 2017. 6. A hearing for receiving oral arguments on the
	legal issues presented in this matter shall be held on Thursday, September 28, 2017, at 9:00 a.m.
	Eastern Daylight Time, at the offices of the Public Service Commission at 211 Sower Boulevard,
	Frankfort, Kentucky. 7. LG&E shall present its oral argument first, followed by the presentation of oral
	argument from Louisville Metro. 8. If a formal evidentiary hearing is requested by a party to this
	proceeding, such hearing will be held at the conclusion of the oral arguments scheduled for September
	28, 2017.
17	Gregory Dutton Louisville/Jefferson County Metro Government Response to LGE Motion for Leave to
17	
4-7	file Sur-reply Kendrick B. Binne of Stall Kennen Onder BU C. Levieville Con and Floring Common V. C.F. Man for
17	Kendrick R. Riggs of Stoll Keenon Ogden PLLC Louisville Gas and Electric Company LGEs Mtn for
	Leave to File Sur-Reply and Sur-Reply
17	Gregory Dutton Louisville/Jefferson County Metro Government Reply to LGE Response objecting to
	Louisville Metro Motion
17	Kendrick R. Riggs of Stoll Keenon Ogden PLLC Louisville Gas and Electric Company LGE Response
	to Lou Metro Mtn for Oral Argument and Withdrawal of Pending Claim
17	Gregory Dutton Louisville/Jefferson County Metro Government Motion for Oral Argument and
	Withdrawal of Issue
17	Gregory Dutton Louisville/Jefferson County Metro Government Rebuttal Testimony
17	Rick E. Lovekamp Louisville Gas and Electric Company LGE Rebuttal Testiomonies
17	Order Entered: 1. Joint Movants' motion to establish a June 16, 2017, deadline for the filing of rebuttal
	testimony is granted. 2. LG&E and Louisville Metro shall file rebuttal testimony on or before June 16,
	2017. 3. All other provisions of the Commission's February 27, 2017 Order, which established the
	procedural schedule in this matter, shall remain in full force and effect.
17	Kendrick R. Riggs of Stoll Keenon Ogden PLLC Louisville Gas and Electric Company Joint Motion
17	Requesting Rebuttal Testimony Deadline of LGE and Louisville Metro
17	Rick E. Lovekamp Louisville Gas and Electric Company LGEs Supplemental Responses to the
17	
4-7	Louisville Metro Governments First Request for Information Question Nos. 1 and 12
17	Kendrick R. Riggs of Stoll Keenon Ogden PLLC Louisville Gas and Electric Company LGEs Discovery
	Status Report
17	Kendrick Riggs of Stoll Keenon Ogden PLLC Louisville Gas and Electric Company Discovery Status
	Report
17	Order Entered: 1. LG&E's motion to extend the deadline for filing of rebuttal testimony is denied as
	moot. 2. LG&E's request for an extension of the period of time for it to file a substantive response to
	Louisville Metro's motion to compel to no later than seven days from the date the parties report the
	discovery dispute cannot be resolved is granted. 3. LG&E shall file a status report on the parties'
	efforts to resolve the discovery
	dispute on or before May 15, 2017.
17	Kendrick R. Riggs of Stoll Keenon Ogden PLLC Louisville Gas and Electric Company Response of
	LGE to Motion to Compel
17	Order Entered: 1. The procedural schedule appended to the Commission's February 27, 2017 Order is
	amended to the limited extent that the April 21, 2017 due date for the parties to file rebuttal testimony is
	suspended and a new due date shall be established by further Order of the Commission. 2. All other
	provisions of the Commission's February 27, 2017 Order shall remain in full force and effect.
17	Kendrick R. Riggs of Stoll Keenon Ogden PLLC Louisville Gas and Electric Company Motion to Extend
• •	Filing of Rebuttal Testimony
17	Gregory Dutton Louisville/Jefferson County Metro Government Motion to Compel
17	Metropolitan Housing Coalition Public Comments
17	Gregory Dutton Louisville/Jefferson County Metro Government Affidavit of Rick Blackwell
17	Gregory Dutton Louisville/Jefferson County Metro Government Louisville Metro Response to Requests
47	for Information
17	Rick E. Lovekamp Louisville Gas and Electric Company LGE Responses to Metro Governments First
4	Request for Information and a Petition for Confidential Protection
17	Rick E. Lovekamp Louisville Gas and Electric Company LGE Responses to Commission Staffs Initial
	Paguest for Information

Kendrick R. Riggs of Stoll Keenon Ogden PLLC Louisville Gas and Electric Company LGEs data

responses to Louisville-Jefferson County Metro Government

DOC11R

Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of November 08, 2025

03/24/17	Commission Staff's Initial Request for Information to Louisville/Jefferson County Metro Government
03/24/17	Gregory Dutton Louisville/Jefferson County Metro Government Requests for Information from LGE
03/24/17	Commission Staff's Initial Request for Information to Louisville Gas and Electric Company
03/15/17	Gregory Dutton Louisville/Jefferson County Metro Government Affidavit of Allen Neale
03/14/17	Gregory T Dutton Louisville/Jefferson County Metro Government Direct Testimony of Louisville Metro
03/14/17	Kendrick R. Riggs of Stoll Keenon Ogden PLLC Louisville Gas and Electric Company Direct
	Testimonies of Lonnie E. Bellar and Robert M. Conroy
02/27/17	Order Entered: 1. Louisville Metro's motion for a rehearing is denied. 2. Louisville Metro's Motion to File
	Addendum in Case No. 2016-00347
	is granted. 3. The existing procedural schedule established pursuant to the January 25, 2017 Order in
	Case No. 2016-00317 is revised as set forth in the Appendix. 4. The revised procedural schedule set
	forth in the Appendix supersedes any schedule previously established and shall be followed in this
	proceeding. 5. Case No. 2016-00347 is closed and removed from the Commission's docket.
02/17/17	Kendrick R. Riggs of Stoll Keenon Ogden PLLC Louisville Gas and Electric Company LGEs Response
52 , ,	to Louisville Metro Governments Motion for Rehearing
02/14/17	Gregory Dutton Louisville/Jefferson County Metro Government Louisville Metro Motion for Rehearing
01/25/17	Case Record of Case No. 2016-00347
01/25/17	Order Entered: 1. Louisville Metro's motion to dismiss is denied. 2. Louisville Metro's motion for a
01/20/11	procedural schedule is granted.
	3. Pursuant to 807 KAR 5:001, Section 4(4), the case record of Case No. 2016-00347 shall be
	physically consolidated into the record of this matter. 4. The procedural schedule set forth in the
	appendix to this Order shall be followed. 5. a. Responses to requests for information in paper medium
	shall be appropriately bound, tabbed and indexed, and shall include the name of the witness
	responsible for responding to the questions related to the information provided, with an original in
	paper medium and six copies in paper medium and an electronic version to
	the Commission. b. Each response shall be answered under oath or, for representatives of a public or
	private corporation or a partnership or association or a governmental agency, be accompanied by a
	signed certification of the preparer or person supervising the preparation of the response on behalf of
	the entity that the response is true and accurate to the best of that person's knowledge, information,
	and belief formed after a reasonable inquiry. c. Any party shall make timely amendment to any prior
	response if it obtains information which indicates that the response was incorrect when made or,
	though correct when made, is now incorrect in any material respect.
10/25/16	Order Entered: LJCMG's motion to dismiss and its request for a procedural schedule are held in
	abeyance until further Order by the Commission.
10/22/16	Gregory T. Dutton Louisville/ Jefferson County Metro Government Reply to LGE Response to Request
	for Procedural Schedule
10/18/16	Kendrick R. Riggs on behalf of Stoll Keenon Ogden PLLC Louisville Gas and Electric Company LGE
	Response to Louisville/Jefferson Co Metro Government Request for a Procedural Schedule
10/14/16	Gregory Dutton Louisville/Jefferson County Metro Government Request for Procedural Schedule
10/12/16	Michael L. Kurtz, Esq., Kentucky Industrial Utility Customers Written Statement of KIUC in Response to
. 67 . =7 . 6	Commissions Order of Procedure
10/07/16	Gregory Dutton Louisville/Jefferson County Metro Government Errata Filing
10/04/16	Gregory Dutton Louisville/Jefferson County Metro Government Reply to LGE Response to Motion to
. 6, 6 ., . 6	Dismiss.
10/03/16	Kendrick Riggs Louisville Gas and Electric Company LGE's Verified Reply
09/29/16	Kendrick R. Riggs of Stoll Keenon Ogden PLLC Louisville Gas and Electric Company LGEs Response
00/20/10	to LJCMGs Motion to Dismiss or in the Alternative Incorporate the Record
09/22/16	Order Entered: The motion of LJCMG to intervene is granted. 2. LJCMG shall be entitled to the full
00/22/10	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. LJCMG shall comply with all
	provisions of the Commission's regulation, 807 KAR 5:001, Section 8, related to the service and filing
	of documents. 4. Pursuant to 807 KAR 5:001, Section 8(9), within seven days of entry of this Order,
	LJCMG shall file a written statement with the Commission that: a. Certifies that it, or its agent,
	possesses the facilities to receive electronic transmissions; and b. Sets forth the electronic mail
	address to which all electronic notices and messages related to this proceeding should be served.
09/19/16	Gregory T. Dutton Louisville/Jefferson County Metro Government Motion to Dismiss
09/19/16	Gregory T. Dutton Louisville/Jefferson County Metro Government Motion to Dismiss Gregory T. Dutton Louisville/Jefferson County Metro Government Motion to Intervene and Response
00/10/10	Grogory 1. Duttor Louisvinors Cherson County Wetto Covernment Wotton to Intervene and Nesponse

DOC11R

Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of November 08, 2025

09/14/16

Order Entered: 1. LG&E's motion to designate the electronic filing procedures for this case is granted. 2. The style of this case shall be amended to include the word "Electronic," as set forth above, and all future correspondence or filings in connection with this case shall reference the above style and case number. 3. All documents submitted in this proceeding shall comply with the Commission's rules of procedure as set forth in 807 KAR 5:001, and any deviation from these rules shall be submitted in writing to the Commission for consideration. 4. Any party filing a paper shall upload an electronic version using the Commission's E-Filing System and shall file an original and six copies in paper medium. 5. Any request for confidential treatment of material submitted shall conform to the requirements in 807 KAR 5:001, Section 13. 6. Materials submitted to the Commission that do not comply with the rules of procedure or that do not have an approved deviation are subject to rejection pursuant to

807 KAR 5:001, Section 3.

09/12/16

Order Entered: 1. The amended motion of KIUC to intervene is granted. 2. 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. 3. KIUC shall comply with all provisions of the Commission's regulation, 807 KAR 5:001, Section 7, related to the service and filing of documents. 4. Within seven days of entry of this Order, KIUC shall provide its electronic mail address to which all electronic documents issued by the Commission and other parties of record may be served upon KI UC in accordance with 807 KAR

5:001, Section

4(8)(b).

09/06/16 KIUC Amended Motion to Intervene

09/02/16 KIUC Motion to Intervene

09/01/16 LGE Motion to Use Electronic Filing 08/31/16 Acknowledge Receipt of Filing

08/31/16 Louisville Gas and Electric Company Application for a Declaratory Order Regarding the Proper Method

of Municipal Franchise Fee Recovery

Total Number of Cases: 1