

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

BIG RIVERS ELECTRIC CORPORATION )  
APPLICATION FOR APPROVAL OF )  
CONTRACT AMENDMENTS WITH THE CITY ) CASE NO. 94-032  
OF HENDERSON AND CITY OF HENDERSON, )  
UTILITY COMMISSION AND TO FILE PLAN )  
FOR COMPLIANCE WITH CLEAN AIR ACT )  
AND ENVIRONMENTAL SURCHARGE )

O R D E R

Pursuant to a previous Order of this Commission, a hearing in this matter is scheduled to commence on June 6, 1994. Given the extensive record which has already been developed in this matter, the Commission finds that this matter should be scheduled for no more than five days of hearings. The Commission further finds that, to ensure an orderly and productive hearing process, a procedural framework for this hearing should be established.

IT IS THEREFORE ORDERED that:

1. A hearing in this matter shall convene on June 6, 1994, at 9:00 a.m., Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky.

2. Opening statements at the scheduled hearing shall be presented in the following order: Big Rivers Electric Corporation ("Big Rivers"), City of Henderson, Kentucky ("Henderson"), Kentucky Industrial Utility Customers ("KIUC"), and Attorney General ("AG"). Opening statements shall not exceed 15 minutes in length.

3. Testimony shall be presented in the following order: Big Rivers, Henderson, and KIUC.

4. Cross-examination of witnesses shall be conducted in the following order: Big Rivers, Henderson, KIUC, AG, and Commission Staff.

5. Witnesses who have filed written direct and rebuttal testimony shall present that testimony at the same sitting. Opposing parties may cross examine such witnesses on both direct and rebuttal testimonies.

6. Except as otherwise noted herein, witnesses shall be called in the following order:

- a. Paul A. Schmitz
- b. David Schultz/David Spainhoward
- c. Mike Dotson
- d. Frederick L. McCoy
- e. Robert L. Phillips
- f. Richard Greenwell
- g. Carl V. Weilert
- h. Greg F. Black
- i. John H. West
- j. Kendel D. Bryan
- k. James R. Martin
- l. James H. Clarkson
- m. Steven A. Mitnick
- n. Brooks M. Howell
- o. Jill S. Baylor

p. Russell L. Klepper

q. Alan S. Taylor

7. Eugene Greenberg shall be called to testify on June 10, 1994, at 9:00 a.m, Eastern Daylight Time.

8. Direct examination of witnesses who have submitted written direct or rebuttal testimony shall be limited to the authentication and adoption of written testimony and a brief summary of their written testimony. Such summaries shall not exceed five minutes in length.

9. Following completion of the scheduled hearing in this matter, the parties shall have 20 days from the hearing transcript's filing with the Commission in which to submit written briefs and 30 days from the hearing transcript's filing in which to submit reply briefs.

10. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

Done at Frankfort, Kentucky, this 2nd day of June, 1994.

PUBLIC SERVICE COMMISSION

  
For the Commission

ATTEST:

  
Executive Director