

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF BIG RIVERS ELECTRIC)
CORPORATION TO AMEND AND ISSUE) CASE NO. 2001-102
EVIDENCES OF INDEBTEDNESS)

O R D E R

On April 19, 2001, Big Rivers Electric Corporation ("Big Rivers") tendered for filing an application for authority to refund the entire \$83,300,000 of Variable Rate Demand Pollution Control Refunding Bonds, Series 1985 through the issuance of Pollution Control Refunding Revenue Bonds, Series 2001A. Included in the application was a motion by Big Rivers to waive all of the filing requirements of 807 KAR 5:001, Section 11, which includes a reference to 807 KAR 5:001, Section 6, on the grounds that they are either not applicable or that waiver should be permitted under 807 KAR 5:001, Section 14, for good cause.

Upon review of the application, the Commission finds that the information required by 807 KAR 5:001, Section 11(1) and 807 KAR 5:001, Section 6(1), (2), (3), and (8), are not applicable to the application and should be waived. However, the financial information required by Section 6(4), (5), (6), (7), and (9) is applicable to the application and a waiver only should be granted to the extent that the information may be filed for the period ended December 31, 2000 rather than within 90 days of the date of the filing as required by the regulation.

IT IS THEREFORE ORDERED that:

1. Within 10 days of the date of this Order, Big Rivers shall cure the filing deficiency under 807 KAR 5:001, Section 6(4), (5), (6), (7) and (9).

2. The request for permission to deviate from the filing requirements of 807 KAR 5:001, Section 11(1) and 807 KAR 5:001, Section 6(1), (2), (3), and (8) is granted.

Done at Frankfort, Kentucky, this 24th day of May, 2001.

By the Commission

ATTEST:


Executive Director