

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC JOINT APPLICATION OF)	
KENTUCKY UTILITIES COMPANY AND)	CASE NO.
LOUISVILLE GAS AND ELECTRIC COMPANY)	2026-00077
FOR APPROVAL OF MERGER)	

ORDER

This matter arises upon the motion of the Kentucky Industrial Utility Customers, Inc (KIUC), filed April 1, 2026, for full intervention. As a basis for its motion, KIUC stated that that it had a special interest due to the fact that several members of KIUC are served by Louisville Gas & Electric Company (LG&E) and Kentucky Utilities Company (KU) (jointly, LG&E/KU), including AAK, USA K2, LLC, Alliance Coal, LLC, Carbide Industries LLC, Corning Incorporated, Dow Silicones Corporation, Ford Motor Company, JBSSA USA Swift, North American Stainless, and Toyota Motor Manufacturing, Kentucky, Inc.¹ KIUC also stated that it would present issues and develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings.²

LEGAL STANDARD

The Attorney General of the Commonwealth of Kentucky, by and through the Office of Rate Intervention (Attorney General), has the statutory right to intervene in

¹ KIUC's Motion to Intervene (filed Apr. 1, 2026) at 2.

² KIUC's Motion to Intervene at 2.

Commission cases pursuant to KRS 367.150(8)(b). The Attorney General was granted intervention March 30, 2026.³ With limited exception, intervention by all others is permissive and within the sole discretion of the Commission.⁴

The regulatory standard for permissive intervention, set forth in 807 KAR 5:001, Section 4, is twofold. Commission regulation 807 KAR 5:001, Section 4(11), requires a person to set forth in the motion to intervene either (1) a special interest in the proceeding that is not otherwise adequately represented in the case, or (2) that intervention is likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings.

DISCUSSION AND FINDINGS

Based on a review of the pleadings at issue and being otherwise sufficiently advised, the Commission finds that KIUC has demonstrated that it has a special interest in the proceeding over which the Commission has jurisdiction that is not otherwise adequately represented and that KIUC is likely to present issues or develop facts that will assist the Commission in considering this matter without unduly complicating or disrupting the proceedings for the reasons discussed below.

KIUC asserted that it would present issues and develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings.⁵ KIUC stated that it has participated in ratemaking matters before this Commission since 1978 and it will be a helpful and active participant should its

³ Order (Ky. PSC Mar. 30, 2026).

⁴ KRS 164.2807.

⁵ KIUC's Motion to Intervene at 2.

intervention request be granted.⁶ KIUC also presented that it has a IUC has a special interest in this case as several member(s) of KIUC are served by LG&E/KU.⁷

Based on the above, the Commission finds that KIUC should be granted full rights of a party in this proceeding. The Commission directs KIUC to the Commission's July 22, 2021 Order in Case No. 2020-00085⁸ regarding filings with the Commission.

IT IS HEREBY ORDERED that:

1. KIUC's motion to intervene is granted.
2. KIUC is 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 regulations, 807 KAR 5:001, Section 8, related to the service and electronic filing of documents.
4. Pursuant to 807 KAR 5:001, Section 8(9), within seven days of service of this Order, KIUC 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 shall be served.


⁶ KIUC's Motion to Intervene at 3.

⁷ KIUC's Motion to Intervene at 2.

⁸ Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID-19* (Ky. PSC July 22, 2021), Order (in which the Commission ordered that for case filings made on and after March 16, 2020, filers are NOT required to file the original physical copies of the filings required by 807 KAR 5:001, Section 8).

Entered on this 13th day of April, 2026.


PUBLIC SERVICE COMMISSION



Angie Hutton
Chairman



Mary Pat Regan
Commissioner



Andrew W. Wood
Commissioner

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ATTEST:



Linda C. Bridwell, PE
Executive Director

Case No. 2026-00077

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