

**COMMONWEALTH OF KENTUCKY**  
**BEFORE THE PUBLIC SERVICE COMMISSION**

**In the Matter of:**

|  |   |                            |
|--|---|----------------------------|
| <b>JOINT APPLICATION OF LOUISVILLE GAS</b> | ) |                            |
| <b>AND ELECTRIC COMPANY AND KENTUCKY</b>   | ) |                            |
| <b>UTILITIES COMPANY FOR REVIEW,</b>       | ) |                            |
| <b>MODIFICATION, AND CONTINUATION OF</b>   | ) | <b>CASE NO. 2014-00003</b> |
| <b>EXISTING, AND ADDITION OF NEW,</b>      | ) |                            |
| <b>DEMAND-SIDE MANAGEMENT AND ENERGY</b>   | ) |                            |
| <b>EFFICIENCY PROGRAMS</b>                 | ) |                            |

**LOUISVILLE GAS AND ELECTRIC COMPANY AND  
KENTUCKY UTILITIES COMPANY’S OBJECTION  
TO MOTION TO INTERVENE  
OF METROPOLITAN HOUSING COALITION**

Louisville Gas and Electric Company (“LG&E”) and Kentucky Utilities Company (“KU”) (collectively, the “Companies” or “Movants”) respectfully ask the Commission to deny the Motion to Intervene of Metropolitan Housing Coalition (“MHC”) in this proceeding. MHC’s Motion should be dismissed because it is untimely.

The Commission’s January 30, 2014 Order establishing the procedural schedule in this proceeding required intervention requests to be filed by February 5, 2014, stating that intervention after that date would be granted only “upon a showing of good cause.”<sup>1</sup> MHC filed its Motion on April 11, 2014, more than two months after the Commission’s intervention deadline passed and well after the intervenors’ opportunities for discovery ended. MHC stated no cause for its failure to meet the Commission’s deadline. On the terms of the Commission’s January 30, 2014 Order, MHC cannot be granted intervention.

Indeed, it is difficult to see what cause MHC could have for its untimely request. Certainly MHC had adequate notice of the Companies’ filing. As did all customers, MHC

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<sup>1</sup> Order at 3.

received notice of the filing of LG&E's application through publication in accordance with the Commission's regulations. Moreover, MHC stated in its own Motion that it has served on the LG&E Energy Efficiency Advisory Group,<sup>2</sup> and was therefore aware of the Companies' plans concerning the general timing of the Application.<sup>3</sup> The Commission should therefore deny MHC's motion as untimely.<sup>4</sup>

To the extent MHC desires to express its beliefs and opinions concerning the Companies' Application, it may do so by submitting its public comments in writing to the Commission. MHC will, therefore, have a complete opportunity to express its views and ideas in this proceeding.

If the Commission determines to grant MHC's untimely Motion to Intervene, the Companies respectfully request that MHC be required to adhere fully to the existing procedural schedule.

WHEREFORE, because MHC's Motion to Intervene is untimely, the Companies respectfully request that the Commission deny MHC's Motion to Intervene.

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<sup>2</sup> Motion to Intervene at 3.

<sup>3</sup> See Direct Testimony of Michael E. Hornung, Exhibit MEH-1, Appendix F at 4:

**Approval Time Line**

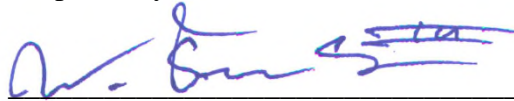
M. Hornung provided an update to the proposed KPSC filing timeline to meet the 10 month regulatory process.

- 2013 4<sup>th</sup> Quarter: Program development cycle
- 2014: 10 month regulatory process
- January 2015: Launch of the KPSC approved programs

<sup>4</sup> The Commission has routinely denied untimely petitions to intervene. See, e.g., *In the Matter of Application of Clark Energy Cooperative, Inc., for Routine Revision of Existing CATV Pole Attachments*, Case No. 2004-00442, Order (March 29, 2005); *In the Matter of Application and Notice of Kenton County Water District No. 1 to Adjust Rates on October 21, 1982*, Case No. 8572, Order (Jan. 6, 1983).

Dated: April 17, 2014

Respectfully submitted,



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Kendrick R. Riggs  
W. Duncan Crosby III  
Joseph T. Mandlehr  
Stoll Keenon Ogden PLLC  
2000 PNC Plaza  
500 West Jefferson Street  
Louisville, KY 40202-2828  
Telephone: (502) 333-6000  
kendrick.riggs@skofirm.com  
duncan.crosby@skofirm.com  
joseph.mandlehr@skofirm.com

Allyson K. Sturgeon  
Senior Corporate Attorney  
LG&E and KU Energy LLC  
220 West Main Street  
Louisville, KY 40202  
Telephone: (502) 627-2088  
allyson.sturgeon@lge-ku.com

*Counsel for Louisville Gas and Electric Company  
and Kentucky Utilities Company*

**CERTIFICATE OF SERVICE**

This is to certify that Louisville Gas and Electric Company and Kentucky Utilities Company's April 17, 2014 electronic filing of the Objection to Motion to Intervene is a true and accurate copy of the same document being filed in paper medium; that the electronic filing has been transmitted to the Commission on April 17, 2014; that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; and that an original and one copy in paper medium of the Objection to Motion to Intervene are being mailed to the Commission on April 17, 2014.



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*Counsel for Louisville Gas and Electric  
Company and Kentucky Utilities Company*