

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF LOUISVILLE GAS AND)	
ELECTRIC COMPANY FOR CERTIFICATES)	
OF PUBLIC CONVENIENCE AND NECESSITY)	CASE NO. 2016-00027
AND APPROVAL OF ITS 2016 COMPLIANCE)	
PLAN FOR RECOVERY BY ENVIRONMENTAL)	
SURCHARGE)	

PETITION TO DEVIATE FROM RULE

Louisville Gas and Electric Company (“LG&E”) petitions the Kentucky Public Service Commission (“Commission”) to grant LG&E approval pursuant to 807 KAR 5:001 Section 22 to deviate from certain requirements of the Commission’s regulations for filing confidential documents in cases with electronic filing procedures, 807 KAR 5:001 Sections 8 and 13. Specifically, LG&E requests that it be permitted to file by delivery of electronic storage media to the Commission certain attachments LG&E is providing in response to several Commission Staff data requests due to the number, collective size, and complicated folder structure of the files being provided in each attachment.

In support of its Petition, LG&E states as follows:

1. The attachments that are the subject of this Petition are being provided in response to the Commission Staff’s First Request for Information Nos. 13, 15, and 16, which attachments are also the subject of a Petition for Confidential Protection LG&E is filing herewith. Because LG&E is seeking confidential treatment of the attachments in their entirety, LG&E is not filing electronically a redacted version of any of the confidential attachments. (See 807 KAR 5:001 Section 13(2)(e).)

2. The attachments that are the subject of this Petition are collections of Excel and PROSYM data files from production modeling runs LG&E used to project the present value of revenue requirements for its generating fleet under various assumptions. The attachments collectively contain almost 700 files sorted into over 130 folders, with a total data volume of over 6.5 GB. The files in the attachments would collectively consume thousands of pages, and if produced in paper medium would be mostly unintelligible because they are intended to be read by computers. Moreover, the folder structure of the files is important to their ease of use; a paper copy of each attachment could not meaningfully replicate that structure, which would render the paper copy largely useless.

3. Therefore, due to the voluminous nature of the documents provided in response to Item Nos. 13, 15, and 16, as well as the likely uselessness of any paper copies produced from such attachments, LG&E requests permission pursuant to 807 KAR 5:001 Section 22 to deviate from the Commission's regulations for filing confidential documents in cases with electronic filing procedures to permit LG&E to provide the attachments solely on electronic storage media.

WHEREFORE, Louisville Gas and Electric Company requests a deviation from the requirement that a party file a paper copy of confidential information. LG&E requests that it be allowed to instead submit the attachment identified above in the manner herein described.

Dated: March 24, 2016

Respectfully submitted,



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CERTIFICATE OF COMPLIANCE

In accordance with 807 KAR 5:001 Section 8, this is to certify that Louisville Gas and Electric Company's March 24, 2016 electronic filing of the Petition to Deviate from Rule 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 March 24, 2016; that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; and that an original paper medium of this Petition will be hand-delivered to the Commission on March 25, 2016.



Counsel for Louisville Gas and Electric Company