

Commonwealth of Kentucky

Before the Public Service Commission

In the Matter of:

ELECTRONIC APPLICATION OF LOUISVILLE)
GAS AND ELECTRIC COMPANY FOR AN) Case No.
ADJUSTMENT OF ITS ELECTRIC AND GAS) 2016-00371
RATES AND FOR CERTIFICATES OF PUBLIC)
CONVENIENCE AND NECESSITY)

ELECTRONIC APPLICATION OF KENTUCKY)
UTILITIES COMPANY FOR AN ADJUSTMENT) Case No.
OF ITS ELECTRIC RATES AND FOR CERTIFICATES) 2016- 00370
OF PUBLIC CONVENIENCE AND NECESSITY)

**Statement of Kentucky League of Cities and Louisville Metro to Commission Concerning
Stipulation and Settlement**

The Kentucky League of Cities (“KLC”) and Louisville/ Jefferson County Metro Government (“Louisville Metro”), by and through counsel, hereby state they will not object to, or withdraw from, the written Stipulation and Settlement agreed to by all parties in the above referenced matters, whether or not all schools, including private or charter schools, are included in the optional pilot program for schools set forth in Article IV, Paragraph 4.11 of the Stipulation and Settlement. KLC and Louisville Metro encourage the Commission to recognize that the stipulation and settlement agreement is the product of considerable negotiation by numerous parties, and to adopt the stipulation and settlement as filed.

Furthermore, KLC and Louisville Metro affirmatively state that, based on the plain reading of KRS 278.035, the statutory provision does not apply to the cities represented in these matters. KRS 278.035 only applies to those public entities receiving funds “from the Commonwealth of Kentucky, or any political subdivision thereof, for the purpose of offsetting at least fifty percent (50%) of its operational expenses.” Neither Louisville Metro nor any of the cities represented by KLC in this matter receive funds from the Commonwealth sufficient to

offset fifty percent or greater of operating expenses. Thus, even if the Commission rules paragraph 4.7 violates KRS 278.035, the cities represented in these matters are not barred from participating in the Sports Field Lighting Pilot Tariff discussed at paragraph 4.7 of the stipulation and settlement filed on April 19, 2017.

Respectfully submitted,

Michael J. O'Connell



Hon. Michael J. O'Connell

Jeff Deroeun

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