

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matters of:

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

-and-

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)

**JOINT REPLY OF ATTORNEY GENERAL, WAL-MART STORES EAST, LP AND
SAM’S EAST, INC., LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT,
KENTUCKY LEAGUE OF CITIES, and LOUISVILLE / JEFFERSON COUNTY
METRO GOVERNMENT TO LG&E-KU’s RESPONSE TO JOINT MOVANTS’
MOTIONS TO DISMISS WITHOUT PREJUDICE; ALTERNATIVE MOTIONS TO
STRIKE OR REVISE PROCEDURAL SCHEDULES**

Joint Movants state as follows for their reply to LG&E-KU’s Response to Joint Movants’ above-described motions:

LG&E-KU’s “quick[] and deliberate[]”¹ actions to address the substantial errors in the companies’ experimental COSS took over three-and-one-half (3 ½) weeks to *allegedly* correct and file into the record. Yet the companies now seek to deprive Joint Movants of the opportunity to conduct their own independent analysis to assess the objective veracity of the new COSS. The companies’ opinion that the intervenors can accomplish this substantial chore in an abbreviated fashion illustrates the companies’ efforts to manipulate the procedural

¹ LG&E-KU Response, p. 2.

schedule to their benefit. The Joint Movants simply request the Commission to rectify the inherent prejudice that stems from the companies' mistake.

The Commission should either dismiss the cases, or alternatively allow Joint Movants the time necessary to accomplish this task by granting additional discovery and testimony limited to examining the companies' new COSS. Without granting any of the aforementioned relief, the Commission risks a final decision upon an incomplete or unsupported record.

Respectfully submitted,

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Certificate of Service and Filing

Counsel certifies that the foregoing is a true and accurate copy of the same document being filed in paper medium with the Commission within two business days; that the electronic filing has been transmitted to the Commission on March 31, 2017; that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding.

This 4th day of April, 2017.



Assistant Attorney General

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