

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

In the matter of: : CASE NO. 2017-00321

ELECTRONIC APPLICATION OF DUKE ENERGY :  
KENTUCKY, INC. FOR: 1) AN ADJUSTMENT OF :  
THE ELECTRONIC RATES; 2) APPROVAL OF AN :  
ENVIRONMENTAL COMPLIANCE PLAN AND :  
SURCHARGE MECHANISM; 3) APPROVAL OF :  
NEW TARIFFS; 4) APPROVAL OF ACCOUNTING :  
PRACTICES TO ESTABLISH REGULATORY :  
ASSETS AND LIABILITIES, AND 5) ALL OTHER :  
REQUIRED APPROVALS AND RELIEF :

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**KENTUCKY SCHOOL BOARDS ASSOCIATION’S MOTION TO INTERVENE**

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Comes the Kentucky School Boards Association (“KSBA”) pursuant to 807 KAR 5:001 Section 4(11), by counsel, and moves that it be granted leave to intervene in this matter and that it be granted full intervention. In support of this Motion, KSBA states as follows:

KSBA is a nonprofit corporation of school boards from each public school district in Kentucky. KSBA serves school board members and school districts in numerous areas including but not limited to energy management and policy. KSBA is governed by a 27-member board of directors made up of representatives elected as regional chairpersons or as directors-at-large. With nearly 900 school board members, KSBA is the largest organization of elected officials in Kentucky. Herein, Duke Energy provides electricity to 15 school districts in Northern Kentucky represented by KSBA (Beechwood, Bellevue, Boone, Campbell, Covington, Dayton, Erlanger, Fort Thomas, Grant, Kenton, Ludlow, Newport, Silver Grove, Southgate and Walton Verona). The majority of these school boards have also already individually passed resolutions to have KSBA seek intervention on their behalf herein.

Pursuant to KRS § 160.325 and since 2008, KSBA members are legislatively mandated to develop and implement energy management plans. As such, KSBA has involvement with

energy initiatives with its representative school boards and electric service and other energy costs represent a significant cost of representative school district budgets. Likewise, KSBA has intervened in prior rate adjustment matters, on behalf of other representative school districts, namely Commission Case Numbers 2009-00459, 2014-00396, and 2017-00179 involving Kentucky Power Company, Commission Case Numbers 2009-00548, 2009-00549, 2012-00221, 2014-00371, 2014-00372, 2016-00371 and 2016-00372 involving KU and LG&E. This is Duke Energy's first rate adjustment matter in 11 years. Within this current rate adjustment matter before the Commission, Duke Energy seeks an average rate increase of 15% across all rate classes. Within the Duke Energy territory, KSBA supports individuals working as school energy managers. These individuals monitor data and work directly with the representative school districts herein to maximize the school's potential energy savings.

In this matter the Commission is in the process of examining the request of Duke Energy for a general adjustment in electric rates and other matters. Approval of this application would have a significant impact on KSBA's school board districts and their budgets. KSBA also believes that K-12 schools operate different than commercial and industrial customers (different load usage profiles) and their load data will likely present an opportunity to create an energy efficient specific rate for K-12 schools herein (similar to the K-12 tariff established in the recent KU/LG&E rate adjustment matter Case Numbers 2016-00371 and 2016-00372; and Case Number 2014-00396 involving Kentucky Power Company). KSBA represents all of the public school boards within Duke Energy's service territory. As such, KSBA has a special interest in this proceeding and KSBA's interests are not adequately represented by the other parties to this proceeding. While the Kentucky Attorney General's Office of Rate Intervention is statutorily charged with representing the interests of "consumers" pursuant to KRS 367.150(8), KSBA

agrees with Kroger in that duty relates primarily to residential customers – not the K-12 schools that have their own energy managers in place monitoring data resulting in the KSBA being best-suited to represent the KSBA members’ interests. KSBA will present issues and develop facts that will be helpful to the Commission in fully hearing this matter, and participation by KSBA will not unduly delay these proceedings, or unduly complicate or disrupt them. KSBA’s motion to intervene is timely filed pursuant to the September 27, 2017 scheduling order. KSBA intends to present the testimony of Mr. Ronald Willhite who has extensive utility experience having worked in various rate-making capacities for Kentucky Utilities and Louisville Gas and Electric for over 30 years and he has testified in numerous proceedings before the Commission.

The attorneys for KSBA authorized to represent it in this proceeding and to take service of all documents are:

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**Wherefore**, KSBA respectfully requests that it be granted full intervenor status in the above captioned proceeding.

Respectfully submitted,

/s/Matt Malone

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Counsel for the Petitioner,  
**KENTUCKY SCHOOL BOARDS ASSOCIATION**

**CERTIFICATE OF SERVICE**

I hereby certify that KSBA's October 9<sup>th</sup> 2017 electronic filing is a true and accurate copy of the Motion to Intervene to be filed in paper medium; and that on October 9, 2017, the electronic filing has been transmitted to the Commission, and that an original and six copies of the filing will be delivered by U.S. Mail, postage prepaid, to the Commission, that no participants have been excused from electronic filing at this time.

/s/Matt Malone  
ATTORNEY FOR KSBA