

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

**ELECTRONIC APPLICATION OF KENTUCKY
UTILITIES COMPANY FOR AN ADJUSTMENT OF ITS
ELECTRIC RATES**

CASE NO. 2018-00294

**ELECTRONIC APPLICATION OF LOUISVILLE
GAS AND ELECTRIC COMPANY FOR AN
ADJUSTMENT OF ITS ELECTRIC AND GAS RATES**

CASE NO. 2018-00295

POST-HEARING BRIEF OF THE KROGER COMPANY

Comes The Kroger Company (hereinafter “Kroger”), and for its Post-Hearing Brief in the above-referenced cases, states as follows.

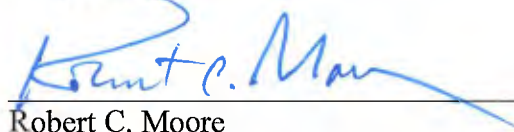
Kroger respectfully requests the Public Service Commission (hereinafter “Commission”) to approve the Stipulation and Recommendation and the Addendum to Stipulation and Recommendation filed in these cases (hereinafter “Settlement”) on the basis that they represent a fair, just, and reasonable resolution of these cases and because the Commission, based upon the terms of the Settlement, can independently verify from the record that a fair, just and reasonable outcome has been achieved.

The process used to arrive at the settlement was fair, just, and reasonable. The Settlement was the result of two full days of negotiation and hard-won compromise among the intervenors and the utility companies, each representing varied and diverse customer interests – all with the guidance provided by Commission Staff. Each party to these cases has determined that the Settlement was fair and reasonable to their respective stakeholders. Kroger, the Attorney General, the other intervenors and the utility companies represent a large number of disparate interests, and their approval of the Settlement underscores its reasonableness.

Approval of the Settlement as submitted promotes the longstanding public policy encouraging the compromise of disputes. Kroger respectfully requests the Commission to recognize the value of the current settlement and approve it as submitted.

In conclusion, Kroger respectfully requests the Commission to approve the Settlement as submitted because of the care and consideration taken to ensure that its terms were transparent and could be independently evaluated by the Commission, and because the process used to arrive at the settlement was fully transparent. Approval of the Settlement also serves the longstanding policy of encouraging settlement of disputes. It should also be approved because a review of the record by the Commission independently verifies its reasonableness. Most importantly, the Commission should approve the Settlement because it is a fair, just, and reasonable outcome of these proceedings.

Respectfully submitted,

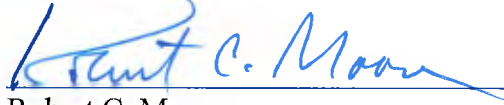


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COUNSEL FOR THE KROGER COMPANY

FILING NOTICE AND CERTIFICATE

I hereby certify that the foregoing is a true and accurate copy of the same document being filed in paper medium with the Commission (which includes a cover letter serving as the required Read1st document) within two (2) business days; that the electronic filing was transmitted to the Commission on April 1, 2019; and that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding.



Robert C. Moore