

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC INVESTIGATION INTO)
THE MANAGEMENT AND OPERATION) CASE NO. 2019-00101
OF GRAYSON RURAL ELECTRIC)
COOPERATIVE CORPORATION)

**ATTORNEY GENERAL'S MOTION TO CONTEMPORANEOUSLY RECEIVE
ACCESS TO WORKPAPERS AND RESPONSES TO THE AUDIT
CONSULTANT'S DATA REQUESTS**

Comes now the Attorney General of the Commonwealth of Kentucky, by and through his Office of Rate Intervention, and hereby moves the Kentucky Public Service Commission (“Commission”) to allow him to receive access to the work papers and all responses to the audit consultant’s data requests contemporaneously, as they are received by the consultant.

The Attorney General has already been granted intervenor status in this case.¹ The Commission’s order of April 29, 2019 established that 807 KAR 5:013 is silent as to the participation of entities other than the Commission and the utility in question. As such, the Commission sought to provide a framework for the Attorney General’s role in the audit, in order to avoid an adversarial posture between parties and preclude any undue complication and disruption of the audit process. However, the Commission also sought to ensure the Attorney General would have “meaningful participation in the process.”² To that end, the order states that “the Commission will permit the Attorney General to have access to all material evidence and information that is filed into the record of this matter, including all

¹ Commission Order, Case No. 2019-00101, *Electronic Investigation Into the Management and Operation of Grayson Rural Electric Cooperative Corporation*, at 1–2 (Ky. Commission April 29, 2019).
² *Id.*

work papers and documents reviewed by the independent consultant” and “[t]he Attorney General shall be entitled to the full rights of a party subject to the conditions expressed herein and shall be served with the Commission’s Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order.”³

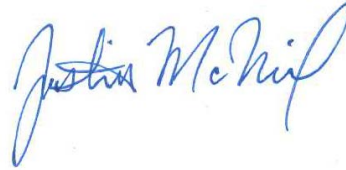
The Attorney General does not seek to disrupt or complicate the audit process. Insomuch as the work papers and data request responses may not be filed into the record until the submission of the consultant’s final report, approximately five months after the start of the audit, this would make those documents available near the end of January 2020. Thus, contemporaneous access to the materials will help to ensure the Attorney General’s meaningful participation in the process by keeping him apprised of developments in the audit process and will inform any decision he might take as to filing comments or documents into the record, or participating in an interview with the consultant, if any such actions are appropriate. Finally, the Attorney General will execute a confidentiality agreement with Grayson RECC to protect any information in the materials that may be considered confidential.

WHEREFORE, the Attorney General requests that the Commission grant his motion for contemporaneous access to the materials as stated herein.

³ *Id.*

Respectfully submitted,

ANDY BESHEAR
ATTORNEY GENERAL



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