

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC JOINT APPLICATION OF)	
LOUISVILLE GAS AND ELECTRIC)	
COMPANY AND KENTUCKY UTILITIES)	
COMPANY FOR APPROVAL OF A SOLAR)	CASE NO. 2020-00016
POWER CONTRACT AND TWO)	
RENEWABLE POWER AGREEMENTS TO)	
SATISFY CUSTOMER REQUESTS FOR A)	
RENEWABLE ENERGY SOURCE UNDER)	
GREEN TARIFF OPTION #3)	

MOTION FOR APPROVAL TO DEVIATE FROM RULE

Pursuant to 807 KAR 5:001, Section 22, Louisville Gas and Electric Company (“LG&E”) and Kentucky Utilities Company (“KU”) (collectively, the “Companies”) move the Kentucky Public Service Commission (“Commission”) to grant the Companies approval to deviate from the requirement that parties file a copy in paper medium of its electronic filing with the Commission. In support of this motion, the Companies state:

1. On January 16, 2020, LG&E and KU filed its Notice of Intent to file an application for approval of a solar power contract and renewable power agreements using electronic filing procedures. The Companies subsequently filed their application on January 23, 2020.

2. On January 28, 2020, the Commission set the procedural schedule and ordered that “Responses to requests for information in paper medium shall be appropriately bound, tabbed, and indexed. Electronic documents shall be in portable document format (PDF), shall be searchable and shall be appropriately bookmarked. Each response shall include the name of the witness

responsible for responding to questions related to the information provided, with an original in paper medium and an electronic version to the Commission.”¹

3. 807 KAR 5:001, Section 8(3) provides: “All papers shall be filed with the commission by uploading an electronic version using the commission’s E-Filing System at <http://psc.ky.gov>. In addition, the filing party shall file one (1) copy in paper medium with the commission as required by subsection (12)(a)2. of this section.”

4. 807 KAR 5:001, Section 13(2) provides that a request for confidential treatment of material must include “ten (10) copies of the material in paper medium with those portions redacted for which confidentiality is sought, and, in a separate sealed envelope marked confidential, one (1) copy of the material in paper medium which identifies by underscoring, highlighting with transparent ink, or other reasonable means only those portions that unless redacted would disclose confidential material.”

5. In response to Item No. 3 of Commission Staff’s Initial Request for Information, the Companies are providing an Excel spreadsheet file with multiple worksheets containing hourly data for the years 2018 and 2019 for each of the Companies’ thermal generating units. One of the worksheets within the Excel spreadsheet file contains more than 380,000 rows of data and the other worksheet contains more than 17,500 rows of data. A copy of this information in paper medium would be more than 9,000 pages.

6. The Companies’ response to Item No. 3 of Commission Staff’s Initial Request for Information is also the subject of a Joint Petition for Confidential Protection dated February 5, 2020.

¹ *In the Matter of: Electronic Application of Louisville Gas and Electric Company and Kentucky Utilities Company for Approval of a Solar Power Contract and Two Renewable Power Agreements to Satisfy Customer Requests for a Renewable Energy Source Under Green Tariff Option #3*, Case No. 2020-00016, Order (Ky. PSC Jan. 28, 2020).

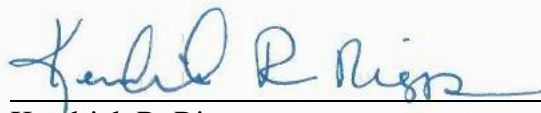
7. The Companies request permission to deviate from 807 KAR 5:001, Section 8(3) and 807 KAR 5:001, Section 13(2) by not filing a paper copy of the Excel file for the reasons stated above. Rather, the Companies are requesting permission to file a copy of the Excel file that identifies by highlighting the information for which confidential protection is sought with the Commission on a portable electronic storage medium to satisfy the requirements in both 807 KAR 5:001, Section 8(3) and 807 KAR 5:001, Section 13(2). All of the data in the Excel file is considered to be confidential. The Excel file will also be uploaded to the Companies' secure file sharing site for viewing by Commission Staff and the Attorney General.

8. The Companies are making its above request to deviate pursuant to 807 KAR 5:001, Section 22.

WHEREFORE, the Companies request a deviation from the 807 KAR 5:001, Section 8(3) and 807 KAR 5:001, Section 13(2) requirements that the parties file with the Commission a copy in paper medium of its electronic filing of the redacted version of the attachment to Item No. 3 of Commission Staff's Initial Request for Information and permission to submit its confidential response to Item No. 3 of Commission Staff's Initial Request for Information instead on a portable electronic storage medium.

Dated: February 5, 2020

Respectfully submitted,



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CERTIFICATE OF COMPLIANCE

This to certify that Louisville Gas and Electric Company and Kentucky Utilities Company's (the "Companies") February 5, 2020 electronic filing of the Companies' response to Item No. 3 of Commission Staff's Initial Request for Information is the public version of the document being produced on a portable electronic storage medium; that the electronic filing has been transmitted to the Commission on February 5, 2020; that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; and that a highlighted version of the filing will be delivered to the Commission on a portable electronic storage medium within two business days from the date of the electronic filing.



*Counsel for Louisville Gas and Electric Company
and Kentucky Utilities Company*