

1 COMMONWEALTH OF KENTUCKY
2 BEFORE THE PUBLIC SERVICE COMMISSION

3
4 In the Matter of:
5

ELECTRONIC APPLICATION OF BIG)
RIVERS ELECTRIC CORPORATION FOR)
APPROVAL TO MODIFY ITS MRSM)
TARIFF, CEASE DEFERRING) Case No.
DEPRECIATION EXPENSES,) 2020-00064
ESTABLISH REGULATORY ASSETS,)
AMORTIZE REGULATORY ASSETS, AND)
OTHER APPROPRIATE RELIEF)

6
7
8
9
10 **MOTION OF BIG RIVERS ELECTRIC CORPORATION**
11 **FOR CLARIFICATION**
12

13 1. Big Rivers Electric Corporation (“*Big Rivers*”) hereby moves the
14 Kentucky Public Service Commission (the “*Commission*”), pursuant to 807 KAR
15 5:001 Section 5 to clarify its June 25, 2020, Order in this matter (the “*Order*”). In
16 support of this motion, Big Rivers states as follows:

17 2. In the Order, the Commission ordered, “In 2021, BREC will record a
18 one-time reduction in the balance of the SLM Regulatory Assets in the amount of
19 80 percent of BREC’s Equity Headroom as of December 31, 2020.” Order at p.
20 15.¹

21 3. Big Rivers believes the intent of the Order is that Big Rivers’
22 utilization of Member equity headroom to record a one-time, non-recurring

¹ The Order approved, with modifications, a Settlement Agreement, Stipulation, and Recommendation (“*Settlement Agreement*”) among the parties to this case. The Order approved the Settlement Agreement provision on Equity Headroom utilization without modification.

1 reduction in the balance of the SLM Regulatory Assets is not recoverable from its
2 Members either in current rates, or in the future. The Intervenor in this
3 proceeding, the Attorney General and KIUC, agree with Big Rivers that the non-
4 recurring Member Equity Utilization to reduce the SLM Regulatory assets is not
5 a recoverable expense in rates currently, or in the future.

6 4. Big Rivers respectfully requests that the Commission clarify the
7 Order and state specifically that the one-time utilization of the Member Equity
8 Headroom in 2021 to record a one-time amortization of the SLM Regulatory
9 Assets is not recoverable from its Members either in current rates, or in the
10 future.

11 5. The Commission's prompt clarification of this issue will provide the
12 necessary guidance to ensure the one-time amortization expense is properly
13 reflected in Big Rivers' audited financial statements.

14 WHEREFORE, Big Rivers respectfully requests that the Commission grant
15 Big Rivers the relief requested above.

1
2
3
4
5
6
7
8
9
10
11
12
13
14

On this the 8th day of March, 2022.

Respectfully submitted,

/s/ Tyson Kamuf

Tyson Kamuf
Senthia Santana
201 Third Street, P.O. Box 24
Henderson, Kentucky 42419-0024
Phone: (270) 827-2561 Fax: (270) 844-6417
Email: tyson.kamuf@bigrivers.com
Email: senthia.santana@bigrivers.com

Counsel for Big Rivers Electric Corporation