

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, A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO DEPLOY ADVANCED METERING INFRASTRUCTURE, APPROVAL OF CERTAIN REGULATORY AND ACCOUNTING TREATMENTS, AND ESTABLISHMENT OF A ONE-YEAR SURCREDIT

CASE NO. 2020-00349

IN THE MATTER OF:

ELECTRONIC APPLICATION OF LOUISVILLE GAS AND ELECTRIC COMPANY FOR AN ADJUSTMENT OF ITS ELECTRIC AND GAS RATES, A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO DEPLOY ADVANCED METERING INFRASTRUCTURE, APPROVAL OF CERTAIN REGULATORY AND ACCOUNTING TREATMENTS, AND ESTABLISHMENT OF A ONE-YEAR SURCREDIT

CASE NO. 2020-00350

**MOTION OF THE KROGER CO. REQUESTING TO BE EXCUSED FROM THE
AUGUST 17 AND 18, 2021 JOINT HEARING**

Comes The Kroger Co. (“Kroger”), by counsel, and for its Motion requesting that it be excused from participating in the August 17 and August 18, 2021 Joint Hearing (“Joint Hearing”), states as follows:

1. On June 30, 2021, the Commission issued an Order that decided all matters in the above proceedings, except the proposed tariff revisions to net metering tariffs (“NMS-1 and NMS-2”) and qualifying facilities tariffs (“SQF and LOF”).
2. As stated in its June 30, 2021, Order, the Commission continued both of the above proceedings “in order to develop a robust evidentiary record and directed LG&E/KU, and

intervening parties to the extent possible to file certain information that, among other things, addressed avoided cost inputs necessary to calculate the net metering export rate for NMS-2. The Commission scheduled a Joint Hearing on August 17-18, 2021.” (June 30, 2021 Order at 3.)

3. By letter dated July 13, 2021, Kroger advised Linda C. Bridwell, Executive Director of the Commission, that it would not be filing Supplemental Testimony in the above proceedings, and that it did not take a position regarding net metering tariffs (NMS-1 and NMS-2) and qualifying facilities tariffs (SQF and LQF).

4. Consistent with its July 13, 2021 letter, if Kroger attended the Joint Hearing, it would not be taking a position on net metering tariffs (NMS-1 and NMS-2) and qualifying facilities tariffs (SQF and LQF), and would not introduce evidence or cross-examine witnesses testifying at the Joint Hearing.

5. The Tariffs at issue in the Joint Hearing were not addressed by the Stipulation and Recommendation filed in the above cases and Kroger strongly supports the Stipulation and Recommendation.

6. Because Kroger is not taking a position on the proposed revisions to net metering tariffs (NMS-1 and NMS-2) and qualifying facilities tariffs (SQF and LQF), Kroger requests that it be excused from attending and/or participating in the Joint Hearing. In the alternative, Kroger requests that it merely be required to attend the Joint Hearing virtually.

Dated: August 2, 2021

Respectfully submitted,

/s/ Robert C. Moore

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CERTIFICATE OF COMPLIANCE

I hereby certify that the foregoing filing was electronically transmitted to the Commission on August 2, 2021; that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding. Pursuant to the Commission's Order entered in Case No. 2020-00085, Electronic Emergency Docket Related to the Novel Coronavirus COVID-19, filers, for case filings made on and after March 16, 2020, shall not be required to file the original physical copies of the filings required by 807 KAR 5:001, Section 8.

/s/ Robert C. Moore

Robert C. Moore