

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

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 REQUESTING TO BE EXCUSED FROM HEARING**

---

Come Louisville/Jefferson County Metro Government and Lexington-Fayette Urban County Government (the "Cities"), by counsel, and respectfully requests that the Kentucky Public Service Commission ("Commission") enter an Order excusing the Cities and their counsel from attending the hearing scheduled for August 17-18, 2021, to review the reasonableness of Tariffs Net Metering Service-1 ("NMS-1"), Net Metering Service-2 ("NMS-2"), Small Capacity Cogeneration Qualifying Facilities, and Large Capacity Cogeneration Qualifying Facilities proposed by Kentucky Utilities Company and Louisville Gas and Electric Company

("KU/LG&E") in the above-referenced matters. In support of this Motion, the Cities state as follows:

1. The Cities have submitted no testimony and taken no position regarding KU/LG&E's NMS-1, NMS-2, or its tariffs related to Small and Large Capacity Cogeneration Qualifying Facilities proposed in these cases.

2. If present at the hearing, the Cities will offer no testimony and do not intend to cross-examine any witnesses.

3. If the Commission grants the Cities' request, they understand they are waiving their right to cross examine the witnesses of the parties in the case by not participating in the August 17-18, 2021, evidentiary hearing.

4. Alternatively, if the Commission denies the Cities' motion to be excluded from the hearing, the Cities respectfully request the opportunity to participate via video conference.

WHEREFORE, the Cities respectfully request that the Commission excuse the Cities and their counsel from attending the hearing scheduled on August 17-18, 2021.

Respectfully submitted,



---

STURGILL, TURNER, BARKER & MOLONEY, PLLC

James W. Gardner

M. Todd Osterloh

333 W. Vine Street, Suite 1500

Lexington, Kentucky 40507

Telephone No.: (859) 255-8581

Facsimile No.: (859) 231-0851

jgardner@sturgillturner.com

tosterloh@sturgillturner.com

and

MICHAEL J. O'CONNELL  
JEFFERSON COUNTY ATTORNEY  
Jeff Derouen  
Lauren Givhan  
Assistant County Attorneys  
First Trust Centre  
200 S. 5th St. Suite 200N  
Louisville, KY 40202  
Phone: (502) 574-6331  
[Jeff.Derouen@louisvilleky.gov](mailto:Jeff.Derouen@louisvilleky.gov)  
[Lauren.Givhan@louisvilleky.gov](mailto:Lauren.Givhan@louisvilleky.gov)  
*Attorneys for Louisville Metro*

and

Susan Speckert, Commissioner of Law  
David J. Barberie, Managing Attorney  
Department of Law  
200 East Main Street  
Lexington, Kentucky 40507  
(859) 258-3500  
sspeckert@lexingtonky.gov  
dbarberi@lexingtonky.gov  
*Attorneys for Lexington-Fayette Urban County  
Government*

CERTIFICATE OF SERVICE

In accordance with 807 KAR 5:001, Section 8, I certify that the August 11, 2021, electronic filing of this document is a true and accurate copy of the same document being filed in paper medium; that the electronic filing will be transmitted to the Commission on August 11, 2021; that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; and that an original paper medium of this document will be delivered to the Commission within 30 days after the state of emergency is lifted.



---

Counsel for Louisville Metro and LFUCG