

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

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| ELECTRONIC APPLICATION OF |) | |
| KENTUCKY UTILITIES COMPANY FOR AN |) | |
| ADJUSTMENT OF ITS ELECTRIC RATES, A |) | CASE NO. 2020-00349 |
| 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 |) | |

In the Matter of:

| | | |
|--|---|----------------------------|
| ELECTRONIC APPLICATION OF |) | |
| LOUISVILLE GAS AND ELECTRIC |) | |
| COMPANY FOR AN ADJUSTMENT OF ITS |) | CASE NO. 2020-00350 |
| 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 |) | |

**JOINT MOTION FOR LEAVE TO FILE CORRECTION TO
SUPPLEMENTAL REBUTTAL TESTIMONY OF ROBERT M. CONROY**

Kentucky Utilities Company (“KU”) and Louisville Gas and Electric Company (“LG&E”) (collectively “Companies”) hereby respectfully move for leave to file a correction to the written Supplemental Rebuttal Testimony of Robert M. Conroy, which the Companies filed with the Commission on August 5, 2021. The correction consists of striking the text that begins on line 18 of page 14 through and including line 9 on page 16, and adding the following text to the end of the existing text at line 5 of page 14:

The Companies’ account opening and closing policies are consistent with this statutory requirement. For example, death of or divorce by a customer with service in their name results in an account closure and termination of net metering credits on the old account. The

Companies open a new account for the spouse who remains in the residence.

The attached corrected testimony pages reflect these changes, and the Companies are filing a new verification page from Mr. Conroy for the correction.

As grounds for their motion, the Companies state that the uncorrected testimony inadvertently contained a misstatement of the application of the Companies' account opening, closing, and net metering credit transfer policies. The corrected testimony accurately reflects those policies; permitting the Companies to file this correction will ensure a complete and accurate record on this issue.

WHEREFORE, KU and LG&E ask the Commission to grant the Companies leave to file this correction to the Supplemental Rebuttal Testimony of Robert M. Conroy in the records for these proceedings.

Dated: August 9, 2021

Respectfully submitted,



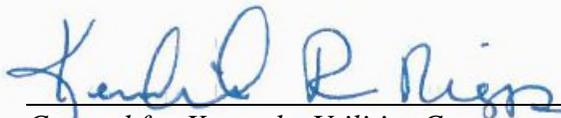
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*Counsel for Kentucky Utilities Company
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CERTIFICATE OF COMPLIANCE

In accordance with the Commission's Order of July 22, 2021 in Case No. 2020-00085 (Electronic Emergency Docket Related to the Novel Coronavirus COVID-19), this is to certify that the electronic filing has been transmitted to the Commission on August 9, 2021; and that there are currently no parties in this proceeding that the Commission has excused from participation by electronic means.

A handwritten signature in blue ink, reading "Gerald R. Rigns", is written over a horizontal line.

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

1 **interconnection or net metering application.”²⁸ Would you like to comment on**
2 **Mr. Barnes’s proposal?**

3 A. Yes. It is not entirely clear what Mr. Barnes is proposing or why. If he is advocating
4 for net metering credit transfers between customers at the same premise, KRS
5 278.466(4) and (6) clearly prohibit such a policy, as I discussed above. The
6 Companies’ account opening and closing policies are consistent with this statutory
7 requirement. For example, death of or divorce by a customer with service in their name
8 results in an account closure and termination of net metering credits on the old account.
9 The Companies open a new account for the spouse who remains in the residence.

10 If Mr. Barnes is concerned about NMS-1 legacy rights regarding premises that
11 are transferred from one customer to another, such rights are already guaranteed under
12 KRS 278.466(6):

13 For an eligible electric generating facility in service prior to the effective
14 date of the initial net metering order by the commission in accordance
15 with subsection (3) of this section, the net metering tariff provisions in
16 place when the eligible customer-generator began taking net metering
17 service, including the one-to-one (1:1) kilowatt-hour denominated
18 energy credit provided for electricity fed into the grid, *shall remain in*
19 *effect at those premises for a twenty-five (25) year period, regardless of*
20 *whether the premises are sold or conveyed during that twenty-five (25)*
21 *year period.*²⁹

22 Finally, if Mr. Barnes is concerned that transferring a premise with an eligible
23 electric generating facility requires a new net metering application for the transferee to
24 take net metering service, the Commission’s Net Metering Interconnection
25 Guidelines—which are included in the Companies’ tariffs—should put an end to that

²⁸ *Id.*

²⁹ Emphasis added.

1 concern.³⁰ They are clear that a new application is not necessary in such a situation,
2 though written notification of the transfer is required.³¹

3 VII. CONCLUSION

4 **Q. Mr. Rábago states, “The Commission should aim to produce a methodology for**
5 **determining net metering compensation rates which is transparent, clear, and**
6 **accessible to all stakeholders.”³² Do you agree with Mr. Rábago?**

7 A. Yes. Though I disagree with Mr. Rábago on many points, on this point I
8 wholeheartedly agree. The NMS-2 methodology should be “transparent, clear, and
9 accessible to all stakeholders.”

10 I would further ask the Commission to create a clear, repeatable methodology
11 that recognizes that NMS-2 compensation rates must be fair, just, and reasonable to *all*
12 customers, not just net metering customers. The Commission should continue to
13 adhere to its lowest-reasonable-cost approach to ratemaking by limiting itself to
14 considering only genuinely avoidable costs—and the most economical ways to avoid
15 such costs. In other words, it should adhere to *cost*-based ratemaking, not *value*-based
16 ratemaking. What the Companies have proposed regarding NMS-2 in these
17 proceedings—both in their initial application and the methodology articulated by Mr.
18 Sinclair in his supplemental testimony—meets all the criteria of clarity, repeatability,
19 fairness to all customers, and being cost-based. That will serve all customers well and

³⁰ Kentucky Utilities Company, P.S.C. No. 19, Original Sheet No. 57.5; Louisville Gas and Electric Company, P.S.C. Electric No. 12, Original Sheet No. 57.5.

³¹ *Id.* (“Customer’s generating facility is transferable to other persons or service locations only after notification to Company has been made and verification that the installation is in compliance with this tariff. Upon written notification that an approved generating facility is being transferred to another person, Customer, or location, Company will verify that the installation is in compliance with this tariff and provide written notification to the Customer(s) within 20 business days. If the installation is no longer in compliance with this tariff, Company will notify Customer in writing and list what must be done to place the facility in compliance.”).

³² *Id.*

1 fulfill the Commission's statutory mandate to ensure all customers receive safe and
2 reliable service at the lowest reasonable cost.

3 **Q. Does this conclude your testimony?**

4 A. Yes, it does.

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