

**COMMONWEALTH OF KENTUCKY**  
**BEFORE THE PUBLIC SERVICE COMMISSION**

**In the Matter of:**

<b>ELECTRONIC APPLICATION OF</b>	)	
<b>KENTUCKY UTILITIES COMPANY FOR AN</b>	)	
<b>ADJUSTMENT OF ITS ELECTRIC RATES, A</b>	)	
<b>CERTIFICATE OF PUBLIC CONVENIENCE</b>	)	
<b>AND NECESSITY TO DEPLOY ADVANCED</b>	)	<b>CASE NO. 2020-00349</b>
<b>METERING INFRASTRUCTURE,</b>	)	
<b>APPROVAL OF CERTAIN REGULATORY</b>	)	
<b>AND ACCOUNTING TREATMENTS, AND</b>	)	
<b>ESTABLISHMENT OF A ONE-YEAR</b>	)	
<b>SURCREDIT</b>	)	

**In the Matter of:**

<b>ELECTRONIC APPLICATION OF</b>	)	
<b>LOUISVILLE GAS AND ELECTRIC</b>	)	
<b>COMPANY FOR AN ADJUSTMENT OF ITS</b>	)	<b>CASE NO. 2020-00350</b>
<b>ELECTRIC AND GAS RATES, A</b>	)	
<b>CERTIFICATE OF PUBLIC CONVENIENCE</b>	)	
<b>AND NECESSITY TO DEPLOY ADVANCED</b>	)	
<b>METERING INFRASTRUCTURE,</b>	)	
<b>APPROVAL OF CERTAIN REGULATORY</b>	)	
<b>AND ACCOUNTING TREATMENTS, AND</b>	)	
<b>ESTABLISHMENT OF A ONE-YEAR</b>	)	
<b>SURCREDIT</b>	)	

**JOINT MOTION FOR APPROVAL TO DEVIATE FROM RULE**

Pursuant to 807 KAR 5:001, Section 22, Kentucky Utilities Company (“KU”) and Louisville Gas and Electric Company (“LG&E”) (collectively, the “Companies”) move the Kentucky Public Service Commission (“Commission”) to grant the Companies approval to deviate from the requirement that parties upload an electronic version of all papers filed in this case to the Commission’s website using the Commission’s E-Filing System. In support of this motion, the Companies state:

1. On November 25, 2020, KU and LG&E filed applications for a general adjustment in their electric and gas rates, including changes to their electric and gas tariffs, 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.

2. On October 23, 2020, the Commission established these proceedings and ordered that “All documents submitted to the Commission in this proceeding must comply with the rules of procedure adopted by the Commission found in 807 KAR 5:001. Any deviation from these rules must be submitted in writing to the Commission for consideration.”<sup>1</sup>

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>.”

4. Pursuant to the Commission’s Rules of Procedure, KU and LG&E must electronically upload to the Commission’s E-Filing System all filings made in this case. The Commission’s Rules of Procedure require that all uploaded non-audio or video files must be in either portable document format (“PDF”) or Excel format.<sup>2</sup>

5. In Item 22(e) of its Eighth Request for Information, Commission Staff requests: “Provide all PROSYM output files including the generation forecast for each unit and the system’s marginal price on an 8760 basis for all years simulated.” KU and LG&E are each providing the requested PROSYM file in response. For each Company, the PROSYM output file is

---

<sup>1</sup> *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, PSC Acknowledgement Letter (Ky. PSC Oct. 23, 2020); *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, PSC Acknowledgement Letter (Ky. PSC Oct. 23, 2020).

<sup>2</sup> 807 KAR 5:001, Section 8(4)(b), (c).

approximately 5 gigabytes (“GB”). If KU and LG&E were to break down the output file and submit multiple files to comply with Commission website file size requirements, the number of individual files submitted would likely be 100 or more.

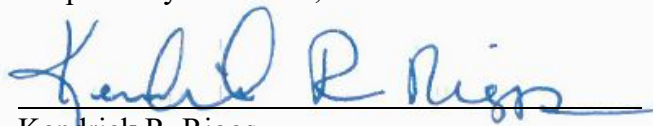
6. KU and LG&E request permission to deviate from 807 KAR 5:001, Section 8(3) by not uploading the requested PROSYM files to the Commission’s E-Filing System for the reasons stated above. Rather, KU and LG&E are requesting permission to produce the PROSYM output files using the HighQ site in a folder that will be available to the Commission and all parties to this case. In the alternative, KU and LG&E will submit the files to the Commission on a portable electronic storage medium and produce a true and accurate copy of the files to the intervenors who request a copy using the HighQ site.

7. KU and LG&E are making this request to deviate pursuant to 807 KAR 5:001, Section 22.

**WHEREFORE**, KU and LG&E request a deviation from the 807 KAR 5:001, Section 8(3) requirement that parties upload an electronic version of all papers filed in this case to the Commission’s website using the Commission’s E-Filing System and permission to submit its response to Item 22(e) of the Commission Staff’s Eighth Request for Information as proposed in this motion.

Dated: August 13, 2021

Respectfully submitted,



Kendrick R. Riggs  
Stoll Keenon Ogden PLLC  
500 West Jefferson Street, Suite 2000  
Louisville, Kentucky 40202-2828  
Telephone: (502) 333-6000  
Fax: (502) 627-8722  
kendrick.riggs@skofirm.com

Allyson K. Sturgeon  
Managing Senior Counsel  
Regulatory and Transactions  
LG&E and KU Services Company  
220 West Main Street  
Louisville, Kentucky 40202  
Telephone: (502) 627-2088  
Fax: (502) 627-3367  
allyson.sturgeon@lge-ku.com

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

**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 13, 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. Niess", is written over a horizontal line.

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