

**ORIGINAL**



**COMMONWEALTH OF KENTUCKY**

**BEFORE THE PUBLIC SERVICE COMMISSION OF KENTUCKY**

**In the Matter of:**

<b>ELECTRONIC APPLICATION OF</b>	)	<b>Case No.</b>
<b>BIG RIVERS ELECTRIC CORPORATION</b>	)	<b>2021-00061</b>
<b>FOR ANNUAL REPORT ON MRSM CREDIT</b>	)	

**Responses to Commission Staff's  
First Request for Information  
dated  
March 16, 2021**

**FILED: March 29, 2021**

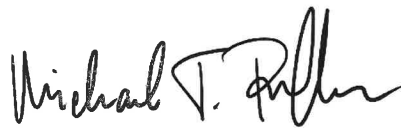
**ORIGINAL**

**BIG RIVERS ELECTRIC CORPORATION**

**ELECTRONIC APPLICATION OF  
BIG RIVERS ELECTRIC CORPORATION  
FOR ANNUAL REPORT ON MRSM CREDIT  
CASE NO. 2021-00061**

**VERIFICATION**

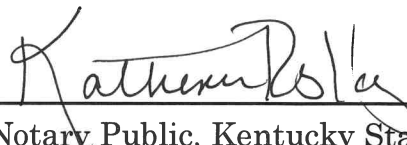
I, Michael T. ("Mike") Pullen, verify, state, and affirm that the data request responses filed with this verification for which I am listed as a witness are true and accurate to the best of my knowledge, information, and belief formed after a reasonable inquiry.



\_\_\_\_\_  
Michael T. ("Mike") Pullen

COMMONWEALTH OF KENTUCKY )  
COUNTY OF HENDERSON )

SUBSCRIBED AND SWORN TO before me by Michael T. ("Mike") Pullen on this the 29<sup>th</sup> day of March, 2021.



\_\_\_\_\_  
Notary Public, Kentucky State at Large

Kentucky ID Number

KYNP16841

My Commission Expires

October 31, 2024



**BIG RIVERS ELECTRIC CORPORATION**

**ELECTRONIC APPLICATION OF  
BIG RIVERS ELECTRIC CORPORATION  
FOR ANNUAL REPORT ON MRSM CREDIT  
CASE NO. 2021-00061**

**VERIFICATION**

I, Paul G. Smith, verify, state, and affirm that the data request responses filed with this verification for which I am listed as a witness are true and accurate to the best of my knowledge, information, and belief formed after a reasonable inquiry.

*Paul Smith*

Paul G. Smith

COMMONWEALTH OF KENTUCKY )  
COUNTY OF HENDERSON )

29<sup>th</sup> SUBSCRIBED AND SWORN TO before me by Paul G. Smith on this the  
           day of March, 2021.

*Kathleen D. [Signature]*

Notary Public, Kentucky State at Large

Kentucky ID Number KYNP16841

My Commission Expires October 31, 2024



**BIG RIVERS ELECTRIC CORPORATION**

**ELECTRONIC APPLICATION OF  
BIG RIVERS ELECTRIC CORPORATION  
FOR ANNUAL REPORT ON MRSM CREDIT  
CASE NO. 2021-00061**

**VERIFICATION**

I, John Wolfram, verify, state, and affirm that the data request responses filed with this verification for which I am listed as a witness are true and accurate to the best of my knowledge, information, and belief formed after a reasonable inquiry.



\_\_\_\_\_  
John Wolfram

COMMONWEALTH OF KENTUCKY )  
COUNTY OF HENDERSON )

29th SUBSCRIBED AND SWORN TO before me by John Wolfram on this the  
day of March, 2021.



\_\_\_\_\_  
Notary Public, Kentucky State at Large

Kentucky ID Number

KYNP16841

My Commission Expires

October 31, 2024



**BIG RIVERS ELECTRIC CORPORATION**  
**ELECTRONIC APPLICATION OF**  
**BIG RIVERS ELECTRIC CORPORATION**  
**FOR ANNUAL REPORT ON MRSM CREDIT**  
**CASE NO. 2021-00061**

**Response to Commission Staff's**  
**First Request for Information**  
**dated March 16, 2021**

**March 29, 2021**

1 **Item 1)**      *Refer to the Application, the Direct Testimony of Paul G. Smith*  
2 *(Smith Testimony), Exhibit Smith-4. Provide the referenced "Note 1" and*  
3 *"Note 2."*

4

5 **Response)** Please see attached Revised Exhibit Smith-4.

6

7

8 **Witness)**      Paul G. Smith

9

**Big Rivers Electric Corporation**  
**Annual MRSM Filing**  
**Status of Smelter Loss Mitigation Regulatory Assets**  
**(\$000's)**

	<b>Focused Management Audit</b>	<b>Wilson Station Deferred Depreciation</b>	<b>Coleman Station Deferred Depreciation</b>	<b>Reid Station Unit #1 Decommission</b>	<b>Station Two Decommission</b>	<b>Coleman Station Decommission</b>	<b>Total</b>
<b>December 2019 Total Regulatory Assets</b>	\$ 676	\$ 120,544	\$ 37,245	\$ -	\$ 90,424	\$ -	\$ 248,889
2020 Deferred Depreciation	-	20,838	4,368	-	-	-	25,206
Reid Unit #1 Retirement	-	-	-	7,769	-	-	7,769
Station Two Decommissioning	-	-	-	-	1,678	-	1,678
Coleman Station Retirement	-	-	-	-	-	129,869	129,869
<b>December 2020 Total Regulatory Assets</b>	<b>676</b>	<b>141,382</b>	<b>41,613</b>	<b>7,769</b>	<b>92,102</b>	<b>129,869</b>	<b>413,411</b>
Less: 2019 Station Two TIER Credit	-	-	(27,743)	-	-	-	(27,743)
Less: Demand-Side Management Credit	(676)	(29)	-	-	-	-	(705)
Less: 2020 New TIER Credit (Note 1)	-	(20,000)	-	-	-	-	(20,000)
Less: 2021 Equity Utilization (Note 2)	-	(84,945)	-	-	-	-	(84,945)
<b>December 2020 Net Regulatory Assets</b>	<b>\$ -</b>	<b>\$ 36,408</b>	<b>\$ 13,870</b>	<b>\$ 7,769</b>	<b>\$ 92,102</b>	<b>\$ 129,869</b>	<b>\$ 280,018</b>

Note 1: Per Exhibit Smith-2

Note 2: Member equity utilization will be recorded in January 2021

**BIG RIVERS ELECTRIC CORPORATION**  
**ELECTRONIC APPLICATION OF**  
**BIG RIVERS ELECTRIC CORPORATION**  
**FOR ANNUAL REPORT ON MRSM CREDIT**  
**CASE NO. 2021-00061**

**Response to Commission Staff's**  
**First Request for Information**  
**dated March 16, 2021**

**March 29, 2021**

1 **Item 2)**     *Refer to the Application, Smith Testimony, Exhibit Smith-8.*  
2 *Provide the date of each transaction, the hours worked, the rates per hour,*  
3 *amount, a description of the services performed, and the account number in*  
4 *which the expenditure was recorded. Provide copies of contracts or other*  
5 *documentation that support the charges incurred.*

6

7 **Response)** Please see Attachment 1 and Attachment 2 to this response.

8

9

10 **Witness)**   Paul G. Smith

11

**Big Rivers Electric Corporation**  
**Case No. 2021-00061**  
**Exhibit Smith-8 Details**

<b>Vendor</b>	<b>Invoice Number<sup>1</sup></b>	<b>Date</b>	<b>Hours Worked</b>	<b>Rate \$ / Hour</b>	<b>Total Invoice Amount (\$)</b>	<b>Description of Service</b>	<b>Account Number<sup>2</sup></b>
Catalyst Consulting LLC	190503	6/1/19	13.5	200.00	\$ 2,700.00	Consulting support for 2019 ECP	182.3
Catalyst Consulting LLC	190801	9/1/19	4.0	200.00	800.00	Consulting support for 2019 ECP	182.3
Catalyst Consulting LLC	190902	10/1/19	3.0	200.00	600.00	Consulting support for 2019 ECP	182.3
Catalyst Consulting LLC	191001	11/1/19	1.5	200.00	300.00	Consulting support for 2019 ECP	182.3
Catalyst Consulting LLC	191201	12/31/19	6.5	200.00	1,300.00	Consulting support for 2019 ECP	182.3
Catalyst Consulting LLC	200203	3/1/20	6.0	200.00	1,200.00	Consulting support for 2019 ECP	182.3
Catalyst Consulting LLC	200403	5/1/20	2.0	200.00	400.00	Consulting support for 2019 ECP	182.3
Catalyst Consulting LLC	202003	2/1/20	66.5	200.00	13,347.89	Consulting support for 2019 ECP	182.3
Dinsmore and Shohl LLP	4211043	3/31/19	20.7	see invoice	8,199.50	Legal support for 2019 ECP	182.3
Dinsmore and Shohl LLP	4229886	4/30/20	0.5	415.00	207.50	Legal support for 2019 ECP	182.3
Dinsmore and Shohl LLP	4254590	5/31/19	45.3	see invoice	14,472.31	Legal support for 2019 ECP	182.3
Dinsmore and Shohl LLP	4275505	6/30/19	28.6	see invoice	8,693.60	Legal support for 2019 ECP	182.3
Dinsmore and Shohl LLP	4296603	7/31/19	47.8	see invoice	14,339.25	Legal support for 2019 ECP	182.3
Dinsmore and Shohl LLP	4319979	8/31/19	62.5	see invoice	20,235.55	Legal support for 2019 ECP	182.3
Dinsmore and Shohl LLP	4340528	9/30/19	22.4	see invoice	7,047.00	Legal support for 2019 ECP	182.3
Dinsmore and Shohl LLP	4362448	10/31/19	21.3	see invoice	6,707.50	Legal support for 2019 ECP	182.3
Dinsmore and Shohl LLP	4383848	11/30/19	21.6	see invoice	7,144.00	Legal support for 2019 ECP	182.3
Dinsmore and Shohl LLP	4405208	12/31/19	72.1	see invoice	23,368.75	Legal support for 2019 ECP	182.3



**Big Rivers Electric Corporation**  
**Case No. 2021-00061**  
**Exhibit Smith-8 Details**

<b>Vendor</b>	<b>Invoice Number<sup>1</sup></b>	<b>Date</b>	<b>Hours Worked</b>	<b>Rate \$ / Hour</b>	<b>Total Invoice Amount (\$)</b>	<b>Description of Service</b>	<b>Account Number<sup>2</sup></b>
Dinsmore and Shohl LLP	4420119	1/31/20	238.4	see invoice	89,341.26	Legal support for 2019 ECP	182.3
Dinsmore and Shohl LLP	4448940	2/29/20	79.1	see invoice	29,615.85	Legal support for 2019 ECP	182.3
Dinsmore and Shohl LLP	4472545	3/31/20	14.4	see invoice	4,779.50	Legal support for 2019 ECP	182.3
Dinsmore and Shohl LLP	4479490	4/30/20	42.0	see invoice	14,690.50	Legal support for 2019 ECP	182.3
Dinsmore and Shohl LLP	4507725	5/31/20	8.7	see invoice	3,996.80	Legal support for 2019 ECP	182.3
Dinsmore and Shohl LLP	4518426	6/30/20	0.8	305.00	244.00	Legal support for 2019 ECP	182.3
Dinsmore and Shohl LLP	4538955	7/31/20	0.2	see invoice	1,733.65	Legal support for 2019 ECP	182.3
Dinsmore and Shohl LLP	4562356	8/31/20	40.3	see invoice	13,942.50	Legal support for 2019 ECP	182.3
<b>TOTAL</b>					<b>\$ 289,406.91</b>		

- Notes:**
- 1.- See attached invoices for additional details related to dates of service, rates, and description of service.
  - 2.- The charges were initially recorded in RUS account 186, miscellaneous deferred debits, but were reclassified to RUS account 182.3, other regulatory assets, per ordering paragraph 13 of the KPSC's final order in Case No. 2019-00435.

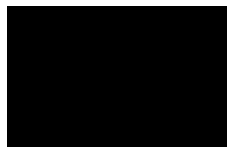


**INVOICE**

<b>Date:</b> June 1, 2019	<b>Invoice #:</b> 190503
<b>Client:</b> Big Rivers Electric Corporation 201 Third Street Henderson, Kentucky 42420  <b>Attn:</b> Tyson Kamuf	<b>Project:</b> 2019 Environmental Compliance Plan Case No. 2019-_____  For Services Provided in May, 2019

#	Item	Description	Qty	Rate	Amt
1	Consulting Services	John Wolfram – consulting support for 2019 ECP. Discuss overall status and various option/process issues with counsel. Travel to Big Rivers for 5/24 kickoff meeting. Review current ES tariff and 2012 ECP docket documentation. Calls or emails with counsel and client on same.	13.5 hours	\$200.00	\$ 2,700.00
<b>TOTAL</b>					<b>\$ 2,700.00</b>

Vendor No.:  
Routing No.:  
Account No.:



Please remit payment to Catalyst Consulting LLC by ACH as noted above. Thank you.

**RECEIVED**  
6/11/19

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Approved  
-TAK 6/7/19

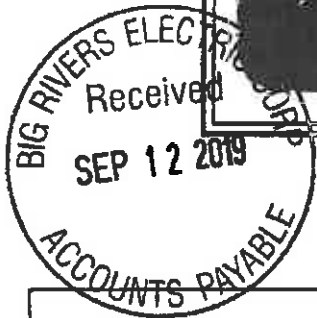
Approved

Case No. 2021-00061  
Attachment 2 for Response to PSP 12  
Witness: Paul G. Smith



**CATALYST**  
CONSULTING LLC

WT # 58782  
PMT Date 9-11-19



**INVOICE**

<b>Date:</b> September 1, 2019	<b>Invoice #:</b> 190801
<b>Client:</b> Big Rivers Electric Corporation 201 Third Street Henderson, Kentucky 42420 Attn: Tyson Kamuf	<b>Project:</b> 2019 Environmental Compliance Plan  For Services Provided in August, 2019

#	Item	Description	Qty	Rate	Amt
1	Consulting Services	John Wolfram – consulting support for 2019 ECP. Review updates to plan documents and draft testimony. Review tariff. Emails or calls with counsel and staff on same.	4.0 hours	\$200.00	\$ 800.00
<b>TOTAL</b>					<b>\$ 800.00</b>

Vendor No.: [REDACTED]  
Routing No.: [REDACTED]  
Account No.: [REDACTED]

Please remit payment to Catalyst Consulting LLC by ACH as noted above. Thank you.

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Approved  
-TAK 9/10/19

**RECEIVED**  
9/11/19

Case No. 2021-00061  
Attachment 2 for Response to PSC 1-2  
Witness: Paul G. Smith

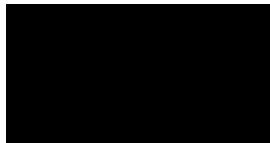


**INVOICE**

<b>Date:</b> October 1, 2019	<b>Invoice #:</b> 190902
<b>Client:</b> Big Rivers Electric Corporation 201 Third Street Henderson, Kentucky 42420 Attn: Tyson Kamuf	<b>Project:</b> 2019 Environmental Compliance Plan  For Services Provided in September, 2019

#	Item	Description	Qty	Rate	Amt
1	Consulting Services	John Wolfram – consulting support for 2019 ECP. Review updated plan. Review draft testimony. Emails or calls with counsel and staff on same.	3.0 hours	\$200.00	\$ 600.00
<b>TOTAL</b>					<b>\$ 600.00</b>

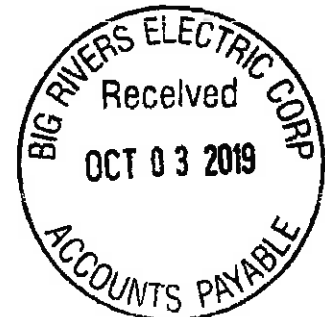
Vendor No.:  
Routing No.:  
Account No.:



Please remit payment to Catalyst Consulting LLC by ACH as noted above. Thank you.

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*Morgan  
Jan 12/19*



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10/2/19 dms



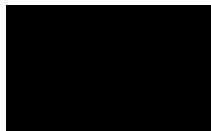
WT# 58963  
PMT Date 11-08-19

**INVOICE**

<b>Date:</b> November 1, 2019	<b>Invoice #:</b> 191001
<b>Client:</b> Big Rivers Electric Corporation 201 Third Street Henderson, Kentucky 42420 Attn Tyson Kamuf	<b>Project:</b> 2019 Environmental Compliance Plan  For Services Provided in October, 2019

#	Item	Description	Qty	Rate	Amt
1	Consulting Services	John Wolfram – consulting support for 2019 ECP Prepare draft testimony Emails or calls with counsel and staff on same	15 hours	\$200 00	\$ 300 00
<b>TOTAL</b>					<b>\$ 300.00</b>

Vendor No  
Routing No  
Account No



Please remit payment to Catalyst Consulting LLC by ACH as noted above Thank you

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11/11/19

Approved  
11/11/19

Case No. 2021-00061  
Attachment 2 for Response to PSC 1-2  
Witness: Paul G. Smith  
Page 4 of 84



WP # 59133  
PMT Date 01-07-20

**INVOICE**

<b>Date:</b> December 31, 2019	<b>Invoice #:</b> 191201
<b>Client:</b> Big Rivers Electric Corporation 201 Third Street Henderson, Kentucky 42420 Attn: Tyson Kamuf	<b>Project:</b> 2019 Environmental Compliance Plan  For Services Provided in December, 2019

#	Item	Description	Qty	Rate	Amt
1	Consulting Services	John Wolfram – consulting support for 2019 ECP. Prepare and review draft testimony. Review updated project list. Emails or calls with counsel and staff on same.	6.5 hours	\$200.00	\$ 1,300.00
<b>TOTAL</b>					<b>\$ 1,300.00</b>

Vendor No.: [Redacted]  
Routing No.: [Redacted]  
Account No.: [Redacted]

Please remit payment to Catalyst Consulting LLC by ACH as noted above. Thank you.

Approved  
-TK 1/6/20

BRBALSH  
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WT# 59297  
 PMT Date 3-6-20

**INVOICE**

<b>Date:</b> March 1, 2020	<b>Invoice #:</b> 200203
<b>Client:</b> Big Rivers Electric Corporation 201 Third Street Henderson, Kentucky 42420 Attn: Tyson Kamuf	<b>Project:</b> 2020 Environmental Compliance Plan Case No. 2019-0435  For Services Provided in February 2020

#	Item	Description	Qty	Rate	Amt
1	Consulting Services	John Wolfram – consulting support for 2020 ECP. Review final draft testimony. Emails or calls with counsel and staff on same.	6.0 hours	\$200.00	\$ 1,200.00
<b>TOTAL</b>					<b>\$ 1,200.00</b>

Vendor No.:  
 Routing No.:  
 Account No.:



Please remit payment to Catalyst Consulting LLC by ACH as noted above. Thank you.

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Approved  
 -TAR 3/2/20



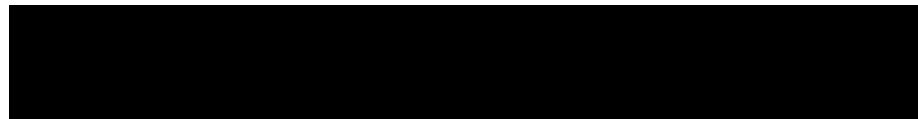
W#59503  
Pmt Date 5-22-20

**INVOICE**

<b>Date:</b> May 1, 2020	<b>Invoice #:</b> 200403
<b>Client:</b> Big Rivers Electric Corporation 201 Third Street Henderson, Kentucky 42420  Attn: Tyson Kamuf	<b>Project:</b> 2019 Environmental Compliance Plan Case No. 2019-0435  For Services Provided in April 2020

#	Item	Description	Qty	Rate	Amt
1	Consulting Services	John Wolfram – consulting support for 2019 ECP. Review and respond to intervenor data requests. Emails or calls with counsel and staff on same.	2.0 hours	\$200.00	\$ 400.00
<b>TOTAL</b>					<b>\$ 400.00</b>

Vendor No.:  
Routing No.:  
Account No.:



Please remit payment to Catalyst Consulting LLC by ACH as noted above. Thank you.

Approved  
-TAK 05/04/20





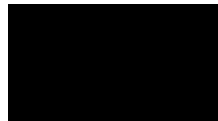
WT# 59241  
PMT Date 2-14-20

**INVOICE**

<b>Date:</b> February 1, 2020	<b>Invoice #:</b> 202003
<b>Client:</b> Big Rivers Electric Corporation 201 Third Street Henderson, Kentucky 42420  Attn: Tyson Kamuf	<b>Project:</b> 2019 Environmental Compliance Plan Case No. 2019-0435  For Services Provided in January 2020

#	Item	Description	Qty	Rate	Amt
1	Consulting Services	John Wolfram – consulting support for 2019 ECP. Prepare and review draft testimony. Review Application. Prepare summary of requested relief. Update monthly reporting forms. Emails or calls with counsel and staff on same.	66.5 hours	\$200.00	\$ 13,300.00
2	Shipping	1/28 UPS Verification	1	\$26.81	\$26.81
3	Shipping	1/31 UPS Verification	1	\$21.08	\$21.08
<b>TOTAL</b>					<b>\$ 13,347.89</b>

Vendor No.:  
Routing No.:  
Account No.:



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Bhramar  
2/12/20

Please remit payment to Catalyst Consulting LLC by ACH as noted above. Thank you.

Approved  
TAK 2/14/20

**RECEIVED**  
2/18/20

# Dinsmore

CALIFORNIA • COLORADO • CONNECTICUT  
GEORGIA • ILLINOIS • KENTUCKY • MICHIGAN • OHIO  
PENNSYLVANIA • WASHINGTON, D.C. • WEST VIRGINIA

Federal ID: 31-0263070

Big Rivers Electric Corporation  
201 Third Street  
P.O. Box 24  
Henderson KY 42419-0024

April 12, 2019  
Invoice # 4211043

Billing Attorney - Edward Tip Depp

Client Number - 75569.12  
Matter: Environmental Compliance Plan - 2019

## Remittance Advice

For Professional Services Rendered Through ~~March 31, 2019~~:

Current Fee for Hours Worked	\$ 8,199.50
Attorney Costs	\$ 0.00
Current Total Due for Professional Services	<u>\$ 8,199.50</u>
Total Due for Current Professional Services	<u>\$ 8,199.50</u>

*Approved*  
*DAK 5/7/19*  
*OK Paul Smith 5/7/19*

*BRBALSHT*  
*18668000*  
*0314*  
*0999*

Payment Due on Receipt

Please Return a Copy of this Remittance Advice with your Payment to:

By Check: Dinsmore and Shohl LLP  
PO Box 639038  
Cincinnati, Ohio 45263-9038

By Wire/ACH:

For online payment options please visit 

Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Environmental Compliance Plan - 2019

April 12, 2019  
Invoice # 4211043

**Summary of Current Hours Worked**

<u>Timekeeper</u>	<u>Staff Level</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Edward Tip Depp	Partner	18.40	415.00	\$ 7,636.00
Kerry W. Ingle	Paralegal	2.30	245.00	\$ 563.50
	<b>Total Hours / Fees</b>	<b>20.70</b>		<b>\$ 8,199.50</b>

**Current Amount Due This Invoice            \$8,199.50**

**Detail of Current Hours Worked**

<u>Date</u>	<u>Tkpr</u>	<u>Description</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
03/07/19	ETD	Communications with Mr. Kamuf and Mr. Wolfram regarding expert engagement terms; work regarding engagement letter regarding same; teleconference with Mr. Wolfram regarding strategy and planning considerations; work regarding planning for same.	415.00	2.20	913.00
03/11/19	ETD	Conferences with Mr. Ingle regarding research regarding Big Rivers' most recent ECP and review docket regarding same; begin preparations for ECP filing and action items list.	415.00	2.10	871.50
03/12/19	ETD	Work regarding preparations for kick-off meeting and review of prior ECP materials regarding same; communications with Mr. Ingle regarding research regarding same.	415.00	5.40	2,241.00
03/14/19	KI	Research regarding Kentucky PSC environmental compliance plans. Conference with Tip Depp regarding the same.	245.00	2.30	563.50
03/25/19	ETD	Work regarding review of 2017 IRP in preparation for kick-off meeting and action items list.	415.00	2.40	996.00
03/26/19	ETD	Work regarding review of Sierra Club comments in prior IRP proceeding in preparation for ECP application; attention to relevant factual and legal matters associated with same.	415.00	4.80	1,992.00
03/27/19	ETD	Work regarding organization and preparation for ECP kick-off meeting and attention to relevant factual and legal matters associated with same.	415.00	1.50	622.50

Total Hours 20.70

# Dinsmore

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PENNSYLVANIA • WASHINGTON, D.C. • WEST VIRGINIA

Federal ID: 31-0263070

Big Rivers Electric Corporation  
201 Third Street  
P.O. Box 24  
Henderson KY 42419-0024

May 9, 2019  
Invoice # 4229886

Billing Attorney - Edward Tip Depp

Client Number - 75569.12  
Matter: Environmental Compliance Plan - 2019

### Remittance Advice

For Professional Services Rendered Through April 30, 2019:

Current Fee for Hours Worked	\$ 207.50
Attorney Costs	\$ 0.00
Current Total Due for Professional Services	<u>\$ 207.50</u>
<b>Total Due for Current Professional Services</b>	<b><u>\$ 207.50</u></b>

*Approved 5/23/19  
-TAR*

*ARBALSH  
18668000  
0314  
0999*

Previous Balance Owed  
(see outstanding invoice listing attached)

*\$ 8,199.50 pd 5/9/19*

### Payment Due on Receipt

Please Return a Copy of this Remittance Advice with your Payment to:

By Check: Dinsmore and Shohl LLP  
PO Box 639038  
Cincinnati, Ohio 45263-9038

By Wire/ACH:

For online payment

RECEIVED  
5/14/19

Case No. 2021-00061  
Attachment 2 for Response to PSC 1-2  
Witness: Paul G. Smith  
Page 12 of 84

Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Environmental Compliance Plan - 2019

May 9, 2019  
Invoice # 4229886

**Previous Invoices Outstanding**

As of the date of this invoice our records indicate that payment on the following invoices has not been received.

<u>Invoice Number</u>	<u>Invoice Date</u>	<u>Original Invoice Amount</u>	<u>Payments and Credits Applied</u>	<u>Remaining Amount Due</u>
4211043	04/12/19	\$ 8,199.50	\$ 0.00	\$ 8,199.50 <i>pd 5/19</i>
<b>Total Previous Outstanding Balance</b>				<u>\$ 8,199.50</u>

If payment has already been sent, please disregard this notice. If you have any questions, please call our Accounts Receivable Department at [REDACTED]

Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Environmental Compliance Plan - 2019

May 9, 2019  
Invoice # 4229886

**Summary of Current Hours Worked**

<u>Timekeeper</u>	<u>Staff Level</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Edward Tip Depp	Partner	<u>0.50</u>	415.00	<u>\$ 207.50</u>
	Total Hours / Fees	0.50		\$ 207.50
			Current Amount Due This Invoice	\$207.50

Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Environmental Compliance Plan - 2019

May 9, 2019  
Invoice # 4229886

**Detail of Current Hours Worked**

<u>Date</u>	<u>Tkpr</u>	<u>Description</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
04/15/19	ETD	Review and respond to emails with Mr. Kamuf and Mr. Wolfram regarding planning for kick-off meeting; work regarding same.	415.00	0.50	207.50

Total Hours 0.50



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Federal ID: 31-0263070

Big Rivers Electric Corporation  
201 Third Street  
P.O. Box 24  
Henderson KY 42419-0024

June 13, 2019  
Invoice # 4254590

Billing Attorney - Edward Tip Depp

Client Number - 75569.12  
Matter: Environmental Compliance Plan - 2019

## Remittance Advice

For Professional Services Rendered Through May 31, 2019:

Current Fee for Hours Worked	\$ 14,324.50
Attorney Costs	\$ 147.81
Current Total Due for Professional Services	<u>\$ 14,472.31</u>
Total Due for Current Professional Services	<u><u>\$ 14,472.31</u></u>

BRBALSHT  
18668000  
0314  
0999

Approved  
-TAK 7/10/19

Approved

*[Signature]*  
7/9/19

Payment Due on Receipt

Please Return a Copy of this Remittance Advice with your Payment to:

By Check: Dinsmore and Shohl LLP  
PO Box 639038  
Cincinnati, Ohio 45263-9038

By Wire/ACH:

For online payment options please visit 

2

Dinsmore & Shohl LLP  
Client Number - 75569.12  
Matter: Environmental Compliance Plan - 2019

June 13, 2019  
Invoice # 4254590

**Summary of Current Hours Worked**

<u>Timekeeper</u>	<u>Staff Level</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Edward Tip Depp	Partner	30.30	415.00	\$ 12,574.50
Brooks R. Herrick	Associate	9.80	48.57	\$ 476.00
Kerry W. Ingle	Paralegal	5.20	245.00	\$ 1,274.00
	<b>Total Hours / Fees</b>	<b>45.30</b>		<b>\$ 14,324.50</b>

**Summary of Current Attorney Costs Incurred**

Travel Mileage	\$ 147.81	
	<b>Total Attorney Costs</b>	<b>\$147.81</b>
	<b>Current Amount Due This Invoice</b>	<b>\$14,472.31</b>

**Detail of Current Hours Worked**

<u>Date</u>	<u>Tkpr</u>	<u>Description</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
05/08/19	ETD	Work regarding agenda for planning/action meeting regarding ECP application; teleconference with Mr. Wolfram regarding same.	415.00	0.40	166.00
05/14/19	ETD	Work regarding agenda and preparation for initial planning meeting; prepare email to Mr. Wolfram regarding same.	415.00	2.70	1,120.50
05/15/19	ETD	Work on detailed materials for ECP initial planning meeting; review and respond to emails with Mr. Wolfram regarding agenda for same meeting.	415.00	1.80	747.00
05/15/19	KI	Prepare checklists for environmental compliance, financing and certificate of public convenience and necessity applications. Research Kentucky statutes and administrative regulations regarding the same. Conference with Tip Depp regarding the same.	245.00	2.80	686.00
05/16/19	ETD	Review and respond to emails with Mr. Kamuf regarding initial planning meeting agenda; work regarding preparation for same meeting.	415.00	1.70	705.50
05/17/19	ETD	Work regarding slide deck and preparation for ECP initial planning meeting.	415.00	5.80	2,407.00
05/17/19	KI	Work re preparation of checklists for environmental compliance, financing and certificate of public convenience and necessity applications. Research Kentucky statutes and administrative regulations regarding the same.	245.00	2.40	588.00
05/19/19	ETD	Work on materials and for initial planning meeting; prepare email to Mr. Wolfram regarding same.	415.00	1.60	664.00
05/20/19	ETD	Work regarding initial planning meeting presentation and related documentation; communications with Mr. Kamuf regarding same.	415.00	2.70	1,120.50
05/20/19	BRH	Review and edit the draft checklist in preparation of the planning meeting with Big Rivers.	280.00	1.50	420.00
05/22/19	ETD	Teleconference with Mr. Wolfram regarding preparations for initial planning meeting; review documentation from other recent ECP cases regarding same and regarding prior client communications regarding potential decision points regarding same.	415.00	1.10	456.50
05/23/19	ETD	Prepare for ECP kickoff meeting.	415.00	4.30	1,784.50
05/24/19	ETD	Lead initial planning meeting with client; travel regarding same; conference with Mr. Herrick regarding action items following same; attention to same.	415.00	8.10	3,361.50

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Dinsmore & Shohl LLP  
Client Number - 75569.12  
Matter: Environmental Compliance Plan - 2019

June 13, 2019  
Invoice # 4254590

05/24/19	BRH	Attend the ECP planning meeting at Big Rivers in Henderson, Kentucky.	0.00	8.10	0.00
05/28/19	ETD	Review and respond to email with Mr. Hickman regarding follow-up items on initial planning meeting.	415.00	0.10	41.50
05/28/19	BRH	Review the additional information provided by Big Rivers following-up on the Planning Meeting.	280.00	0.20	56.00

Total Hours 45.30

5

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Federal ID: 31-0263070

Big Rivers Electric Corporation  
201 Third Street  
P.O. Box 24  
Henderson KY 42419-0024



July 10, 2019  
Invoice # 4275505

Billing Attorney - Edward Tip Depp

Client Number - 75569.12  
Matter: Environmental Compliance Plan - 2019

### Remittance Advice

For Professional Services Rendered Through June 30, 2019:

Current Fee for Hours Worked	\$ 8,688.50
Attorney Costs	\$ 5.10
Current Total Due for Professional Services	<u>\$ 8,693.60</u>
Total Due for Current Professional Services	<u>\$ 8,693.60</u> ✓

BRBALSH  
18668000  
0314  
0999

Previous Balance Owed  
(see outstanding invoice listing attached)

\$ 14,472.31 *pd*

### Payment Due on Receipt

*Approved  
7/22/19*

Please Return a Copy of this Remittance Advice with your Payment to:

By Check: Dinsmore and Shohl LLP  
PO Box 639038  
Cincinnati, Ohio 45263-9038

*Approved  
7/23/19*

By Wire/ACH:



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RECEIVED  
7/16/19

Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Environmental Compliance Plan - 2019

July 10, 2019  
Invoice # 4275505

**Previous Invoices Outstanding**

As of the date of this invoice our records indicate that payment on the following invoices has not been received.

<u>Invoice Number</u>	<u>Invoice Date</u>	<u>Original Invoice Amount</u>	<u>Payments and Credits Applied</u>	<u>Remaining Amount Due</u>
4254590	06/13/19	\$ 14,472.31	\$ 0.00	\$ 14,472.31
<b>Total Previous Outstanding Balance</b>				<u>\$ 14,472.31</u>

If payment has already been sent, please disregard this notice. If you have any questions, please call our Accounts Receivable Department at [REDACTED]

**Summary of Current Hours Worked**

<u>Timekeeper</u>	<u>Staff Level</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Edward Tip Depp	Partner	4.30	415.00	\$ 1,784.50
Evan Buckley	Associate	20.00	285.00	\$ 5,700.00
R. Brooks Herrick	Associate	4.30	280.00	\$ 1,204.00
<b>Total Hours / Fees</b>		<b>28.60</b>		<b>\$ 8,688.50</b>

**Summary of Current Attorney Costs Incurred**

Photocopies	\$ 5.10
<b>Total Attorney Costs</b>	<b>\$5.10</b>
<b>Current Amount Due This Invoice</b>	<b>\$8,693.60</b>

**Detail of Current Hours Worked**

<u>Date</u>	<u>Tkpr</u>	<u>Description</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
06/04/19	ETD	Conference with Mr. Herrick regarding planning for action items in preparation for ECP application drafting.	415.00	0.40	166.00
06/06/19	BRH	Review the prior application for the approval of the ECP, the current tariff, and prepare next steps in anticipation of preparing all documents necessary for the application.	280.00	2.70	756.00
06/07/19	ETD	Conference with Mr. Herrick regarding action items in preparation for upcoming filing; prepare email to and review email from client regarding proposed action plan and next steps.	415.00	0.70	290.50
06/07/19	BRH	Develop strategy on how to proceed with initial steps to complete the ECP filing; Correspondence to Big Rivers outlining a plan for next steps.	280.00	1.10	308.00
06/11/19	ETD	Review and respond to emails with Mr. Kamuf and Mr. Hickman regarding preparations for ECP application drafting.	415.00	0.30	124.50
06/11/19	EB	Review emails from Mr. Hickman, Mr. Depp, et al. re 2019 ECP case preparations and action items; begin review of 2012 ECP and related precedent.	285.00	1.60	456.00
06/12/19	EB	Continue review of 2012 ECP, BREC historical filings and operations, and PSC precedent concerning KRS 278.183.	285.00	3.20	912.00
06/13/19	ETD	Conference with Mr. Herrick and Mr. Buckley regarding action items regarding application preparation and regarding work on same.	415.00	0.40	166.00
06/13/19	EB	Conference with Mr. Depp, Mr. Herrick re 2019 ECP status, preliminary project list, and next steps.	285.00	0.40	114.00
06/17/19	ETD	Review and respond to emails with Mr. Hickman regarding status of 3rd party reports; teleconference with Mr. Buckley regarding work on draft documents for ECP application.	415.00	0.40	166.00
06/17/19	BRH	Review the notes from the ECP Planning Meeting and develop strategy regarding the development of a working project list.	280.00	0.30	84.00
06/17/19	EB	Review emails from Mr. Depp, Mr. Hickman re modeling, reports, and related documents; exchange emails with and review attachment from Mr. Herrick, Mr. Depp re initial ECP meeting.	285.00	0.30	85.50
06/18/19	BRH	Review and edit the draft project list to be provided to Big Rivers for review and approval.	280.00	0.20	56.00



Dinsmore & Shohl LLP  
 Client Number – 75569.12  
 Matter: Environmental Compliance Plan - 2019

July 10, 2019  
 Invoice # 4275505

06/18/19	EB	Review notes from meeting held 5/24; research and revise draft 2019 ECP project list accordingly; additional review of ECP precedent and applicable environmental authorities; email exchange with Mr. Depp re same.	285.00	3.60	1,026.00
06/19/19	ETD	Review and respond to emails with Mr. Buckley regarding draft ECP project list; work regarding same.	415.00	0.40	166.00
06/19/19	EB	Research, revise and finalize draft 2019 ECP project list; email exchange with Mr. Depp re same.	285.00	1.30	370.50
06/20/19	ETD	Work on ECP documentation from Mr. Buckley.	415.00	0.30	124.50
06/21/19	ETD	Review and respond to emails with Mr. Buckley regarding draft ECP project list and work regarding communications with client regarding same.	415.00	1.10	456.50
06/21/19	EB	Exchange emails with Mr. Depp re 2019 ECP projects and related matters; exchange emails with Mr. Hickman, et al. re recent ECP precedent and related matters; research re same.	285.00	2.40	684.00
06/24/19	EB	Begin outlining draft Application.	285.00	1.50	427.50
06/25/19	EB	Continue outline of draft Application; research re same.	285.00	3.20	912.00
06/26/19	ETD	Teleconference with Mr. Kamuf regarding status of project list and 3rd party reports; communications with Mr. Buckley regarding work on draft application materials.	415.00	0.30	124.50
06/26/19	EB	Continue development of draft Application; research BREC precedent re same.	285.00	2.50	712.50

Total Hours 28.60

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Federal ID: 31-0263070

Big Rivers Electric Corporation  
201 Third Street  
P.O. Box 24  
Henderson KY 42419-0024

August 8, 2019  
Invoice # 4296603

Billing Attorney - Edward Tip Depp

Client Number - 75569.12  
Matter: Environmental Compliance Plan - 2019

## Remittance Advice

For Professional Services Rendered Through July 31, 2019:

Current Fee for Hours Worked	\$ 14,337.00
Attorney Costs	\$ 2.25
Current Total Due for Professional Services	<u>\$ 14,339.25</u>
Total Due for Current Professional Services	<u>\$ 14,339.25</u>

DRBALSHT  
18668000  
0314  
0999

Approved 8/14/19  
-TAK

Approved P. Smith  
8/19/19

## Payment Due on Receipt

Please Return a Copy of this Remittance Advice with your Payment to:

By Check: Dinsmore and Shohl LLP  
PO Box 639038  
Cincinnati, Ohio 45263-9038

By Wire/ACH:

For online payment options please visit

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Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Environmental Compliance Plan - 2019

August 8, 2019  
Invoice # 4296603

**Summary of Current Hours Worked**

<u>Timekeeper</u>	<u>Staff Level</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Edward Tip Depp	Partner	5.50	415.00	\$ 2,282.50
Anna Claire Skinner	Associate	0.20	280.00	\$ 56.00
Evan Buckley	Associate	42.10	285.00	\$ 11,998.50
R. Brooks Herrick	Associate	0.00	0.00	\$ 0.00
		<hr/>		
Total Hours / Fees		47.80		\$ 14,337.00

**Summary of Current Attorney Costs Incurred**

Photocopies	\$ 2.25
Total Attorney Costs	\$2.25
Current Amount Due This Invoice	\$14,339.25

3

**Detail of Current Hours Worked**

<u>Date</u>	<u>Tkpr</u>	<u>Description</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
07/01/19	ETD	Review and respond to emails with Mr. Buckley regarding work on draft testimony, application, and related documents.	415.00	0.30	124.50
07/01/19	EB	Review 2017 IRP; continue drafting outlines for 2019 ECP testimonies and research re same.	285.00	4.30	1,225.50
07/02/19	EB	Continue draft of 2019 ECP Application and research re same.	285.00	6.90	1,966.50
07/03/19	ETD	Review and respond to emails with Mr. Buckley regarding draft application materials and regarding work on testimony; begin review of same.	415.00	0.80	332.00
07/03/19	EB	Complete initial draft of 2019 ECP Application and email exchange with Mr. Depp re same.	285.00	3.80	1,083.00
07/08/19	BRH	Review the draft application for approval of Big Rivers's ECP to be filed with the PSC.	0.00	0.00	0.00
07/08/19	EB	Review emails from Mr. Hickman, Mr. Depp re status of reports, modeling, etc.	285.00	0.10	28.50
07/09/19	EB	Review emails from Mr. Hickman, Mr. Kamuf, and Mr. Depp re status of reports, modeling, etc. and next steps.	285.00	0.20	57.00
07/12/19	ETD	Review and respond to emails with Mr. Gregory and Mr. Buckley regarding study support materials; begin review of same.	415.00	1.10	456.50
07/12/19	EB	Review emails from Mr. Hickman, Mr. Depp re AmecFW Cost Study; begin review same.	285.00	2.50	712.50
07/17/19	EB	Continue review and notation of AmecFW Cost Study; continue outlining and drafting testimony; research re same.	285.00	2.60	741.00
07/19/19	EB	Continue researching and drafting testimony outlines in support of Application.	285.00	3.20	912.00
07/22/19	EB	Continue drafting outlines of testimonies for executive, environmental leadership.	285.00	5.00	1,425.00
07/23/19	EB	Continue drafting outline of testimony for environmental leadership.	285.00	1.80	513.00
07/24/19	ETD	Review and respond to emails with Mr. Buckley and Mr. Hickman regarding work on draft application and documentary support for same.	415.00	0.50	207.50
07/24/19	EB	Email exchange with Mr. Depp re status of preparations for ECP case; update draft Application; assist with priority needs-list and testimony descriptions consistent with regulatory requirements and precedent; review emails from Mr. Depp, Mr. Hickman re same.	285.00	2.40	684.00
07/25/19	ETD	Review and respond to emails with Mr. Hickman regarding status update on ECP application and related supporting documentation; work regarding same.	415.00	0.80	332.00
07/25/19	EB	Review emails from Mr. Hickman re document	285.00	1.10	313.50

Dinsmore & Shohl LLP  
 Client Number – 75569.12.  
 Matter: Environmental Compliance Plan - 2019

August 8, 2019  
 Invoice # 4296603

		compilation and case progression; revise testimony.			
07/26/19	ETD	Review and work on draft ECP application.	415.00	1.20	498.00
07/26/19	EB	Continue preparation of testimony outlines for environmental, engineering, and financial leadership.	285.00	4.70	1,339.50
07/30/19	ETD	Review and analysis of comments from Mr. Pullen regarding draft application information; teleconference with Mr. Buckley regarding same.	415.00	0.50	207.50
07/30/19	BRH	Review comments regarding the initial draft ECP project list.	0.00	0.00	0.00
07/30/19	ACS	Conference with E. Buckley regarding ELG vs. CCR compliance.	280.00	0.20	56.00
07/30/19	EB	Review emails from Mr. Pullen, Mr. Hickman, et al. re ECP Project list; review updates and discuss same with Mr. Depp; confer with Ms. Skinner re CCR/ELG applicability; review Mr. Depp's notes to draft Application.	285.00	1.10	313.50
07/31/19	ETD	Review and respond to emails with Mr. Buckley regarding work on draft ECP application.	415.00	0.30	124.50
07/31/19	EB	Email exchange with Mr. Depp re CCR/ELG applicability and related matters; additional research re same; complete update of draft Application and email to Mr. Depp, Mr. Herrick re same.	285.00	2.40	684.00

Total Hours 47.80

5

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Federal ID: 31-0263070

Big Rivers Electric Corporation  
201 Third Street  
P.O. Box 24  
Henderson KY 42419-0024

September 6, 2019  
Invoice # 4319979

Billing Attorney - Edward Tip Depp

Client Number - 75569.12  
Matter: Environmental Compliance Plan - 2019

## Remittance Advice

For Professional Services Rendered Through August 31, 2019:

Current Fee for Hours Worked	\$ 20,125.50
Attorney Costs	\$ 110.05
Current Total Due for Professional Services	<u>\$ 20,235.55</u>
Total Due for Current Professional Services	<u>\$ 20,235.55</u>

BRBALSH  
18668000  
0314  
0999

Approved  
TMC 9/16/19

OK [Signature] 9/16/19

## Payment Due on Receipt

Please Return a Copy of this Remittance Advice with your Payment to:

By Check: Dinsmore and Shohl LLP  
PO Box 639038  
Cincinnati, Ohio 45263-9038

By Wire/ACH: [REDACTED]

For online payment options please visit [REDACTED]

RECEIVED  
9/18/19 [Signature]

Case No. 2021-00061  
Attachment 2 for Response to PSC 1-2  
Witness: Paul G. Smith  
Page 29 of 84

Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Environmental Compliance Plan - 2019

September 6, 2019  
Invoice # 4319979

**Summary of Current Hours Worked**

<u>Timekeeper</u>	<u>Staff Level</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Edward Tip Depp	Partner	17.80	415.00	\$ 7,387.00
Evan Buckley	Associate	44.50	285.00	\$ 12,682.50
R. Brooks Herrick	Associate	0.20	280.00	\$ 56.00
		<hr/>		
Total Hours / Fees		62.50		\$ 20,125.50

**Summary of Current Attorney Costs Incurred**

Photocopies	\$ 14.40
Other Travel	\$ 6.00
Travel Mileage	\$ 89.65
<hr/>	
Total Attorney Costs	\$110.05
<hr/>	
Current Amount Due This Invoice	\$20,235.55

**Detail of Current Hours Worked**

<u>Date</u>	<u>Tkpr</u>	<u>Description</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
08/01/19	EB	Review email and attachment from R. Hickman re project list, status, etc.	285.00	0.40	114.00
08/02/19	ETD	Review and respond to emails with Mr. Hickman regarding work on ECP application; work regarding same; communications with Mr. Buckley regarding draft notice of intent.	415.00	0.70	290.50
08/02/19	BRH	Review the additional information related to the projects to be included in the ECP.	280.00	0.20	56.00
08/02/19	EB	Review emails and attachments from Mr. Hickman, Mr. Depp re testimony templates, modeling, draft application, etc.	285.00	0.50	142.50
08/05/19	ETD	Communications with Mr. Kamuf, Mr. Hickman, and Mr. Buckley regarding work on draft ECP application and related testimony considerations; work regarding same.	415.00	1.70	705.50
08/05/19	EB	Exchange emails from Mr. Kamuf, Mr. Hickman, Mr. Wolfram, and Mr. Depp re testimony and supporting docs/information; draft current summary of testimony design and needs.	285.00	1.80	513.00
08/06/19	ETD	Communications with Mr. Hickman, Mr. Pullen, and Mr. Buckley regarding information needed for application and testimony; work regarding same.	415.00	1.20	498.00
08/06/19	EB	Review emails from Mr. Pullen, Hickman, Mr. Depp re development of application and testimony, scheduling, etc.; telephone call with Mr. Depp re same.	285.00	0.50	142.50
08/07/19	ETD	Teleconference with Mr. Wolfram regarding work on draft testimony; work regarding review of documentation for draft application and testimonial support; review and respond to emails with client regarding same.	415.00	1.10	456.50
08/07/19	EB	Review emails from R. Gregory, M. Pullen re project list; additional brief review of AmecFW cost study.	285.00	0.70	199.50
08/08/19	ETD	Review and respond to emails with Mr. Hickman regarding ongoing work on ECP and related support; work regarding same; communications with Mr. Buckley regarding preparations for teleconference with client next week to review status and substance of same.	415.00	0.60	249.00
08/09/19	ETD	Review and respond to emails with Mr. Buckley regarding work in preparation for teleconference on Monday to discuss ECP support; work regarding questions to client for same.	415.00	1.20	498.00
08/09/19	EB	Exchange emails with Mr. Depp re outstanding issues and topical questions; prepare Excel workbook re same; review KRS 278.183 re	285.00	4.20	1,197.00



		notice of intent and prepare draft Notice; email re same.			
08/10/19	ETD	Review and respond to emails with Mr. Buckley regarding questions for teleconference on Monday to review ECP projects and associated support; work regarding same and regarding preparation for teleconference regarding same.	415.00	0.50	207.50
08/10/19	EB	Exchange emails with Mr. Depp re outstanding questions; email to Mr. Pullen, Mr. Hickman, et al. re same.	285.00	0.50	142.50
08/12/19	ETD	Prepare for and participate in teleconference with client regarding ECP status and substance; work regarding same; conference with Mr. Buckley regarding work on draft application and testimony in light of same.	415.00	2.00	830.00
08/12/19	EB	Prepare for and participate in conference call with Mr. Hickman, Mr. Pullen, Mr. Depp, et al. re testimony and related matters.; review emails with attachments forwarded by Mr. Depp re Burns & Mac reports; review email with attachments from Mr. Hickman, Mr. Burden re additional due diligence and analyses.	285.00	5.80	1,653.00
08/13/19	ETD	Review and respond to emails with Mr. Hickman regarding updated project list; work regarding same.	415.00	0.40	166.00
08/13/19	EB	Review emails from Mr. Hickman, Mr. Yoder, et al. re project list, relevant studies, etc.; review B&M report re CCR/ELG projects at the Green Station, begin review of additional reports.	285.00	3.50	997.50
08/14/19	ETD	Review and respond to emails with Mr. Hickman regarding updates to project list.	415.00	0.20	83.00
08/14/19	EB	Review email and attachment from Mr. Hickman re environmental comments to project list; notes to draft testimony re same.	285.00	0.60	171.00
08/15/19	EB	Review additional comments to project list and testimony outline provided by Mr. Hickman; continue review of B&M reports and related documents; email exchange with Mr. Depp re progress and notes.	285.00	2.60	741.00
08/16/19	ETD	Review and respond to emails with Mr. Buckley regarding work on draft testimony; work regarding review and revision of same; emails with client regarding same.	415.00	0.90	373.50
08/16/19	EB	Continue drafting testimony of Mr. Smith and research re AROs, regulatory assets, and related matters; telephone call with Mr. Wolfram re same; email exchanges with Mr. Castlen, Mr. Depp re same.	285.00	4.80	1,368.00
08/20/19	EB	Continue drafting and revising testimony of Mr. Pullen; telephone call and email exchanges with Mr. Castlen re ARO/regulatory assets, background and related matters; email exchange	285.00	6.90	1,966.50

		with Mr. Depp re same; research re same.			
08/21/19	ETD	Review, revise, and work on draft testimony for ECP application; work regarding other application materials and notice of intent; communications with Mr. Buckley regarding same.	415.00	1.30	539.50
08/21/19	EB	Continue drafting of Mr. Pullen's testimony; email exchange with Mr. Depp re same; review Mr. Depp's notes and begin incorporating same.	285.00	3.00	855.00
08/22/19	ETD	Review email from Mr. Hickman regarding draft tariff revisions for ES; review, revise, and work on draft application support materials; communications with Mr. Buckley regarding same; prepare email to client regarding same.	415.00	2.20	913.00
08/22/19	EB	Revise Mr. Pullen's draft testimony and telephone call/email exchanges with Mr. Depp re same; conference and email exchange with Ms. Skinner re applicability of CCR Rule, related matters and additional research re same; review email from Hickman re revised ES schedule; review email from Mr. Depp re testimony and status.	285.00	3.80	1,083.00
08/23/19	ETD	Work regarding notice of intent to file ECP; communications with Mr. Kamuf and Mr. Ingle regarding same and regarding related work on application materials; prepare email to Mr. Berry regarding same.	415.00	1.00	415.00
08/23/19	EB	Telephone calls and email exchanges with Mr. Depp re Notice of Intent; research re submission window and distribution list; revise Notice.	285.00	1.10	313.50
08/24/19	ETD	Review and respond to emails with Mr. Berry regarding draft notice of intent to file ECP application.	415.00	0.30	124.50
08/26/19	ETD	Review and respond to emails with Mr. Smith regarding notice of intent to file ECP; attention to same; communications with Mr. Buckley regarding work on expert/consultant testimony.	415.00	0.60	249.00
08/26/19	EB	Telephone call with Mr. Depp re status; emails to Mr. Gregory, Mr. Yoder re same; review testimony by Mr. Yoder submitted in recent ECP case.	285.00	1.10	313.50
08/27/19	EB	Telephone call with Mr. Wolfram re drafting/review of testimony, existing preliminary schedule, etc.; review testimony of Mr. Wolfram in related filings.	285.00	1.10	313.50
08/28/19	ETD	Communications with Mr. Kamuf, Mr. Buckley, and Mr. Wolfram regarding work on draft application and testimony for ECP; prepare email to management team regarding draft notice of intent filing; work on draft B&M expert retention agreement; communications with Mr. Yoder and Mr. Gregory regarding same.	415.00	1.30	539.50

Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Environmental Compliance Plan - 2019

September 6, 2019  
Invoice # 4319979

08/28/19	EB	Review and revise Expert Witness Agreement; email exchange with Mr. Depp re same.	285.00	0.30	85.50
08/28/19	EB	Telephone call with Mr. Depp re status; review voicemail and emails re same; update calendar.	285.00	0.50	142.50
08/29/19	ETD	Review and respond to emails with Mr. Hickman and Mr. Buckley regarding notice of intent and preparations for ECP application filing; review and respond to emails with Mr. Gregory regarding AmecFW witness.	415.00	0.60	249.00
08/29/19	EB	Review email from Mr. Gregory re sponsors of testimonies; review emails from Mr. Hickman re case status and updated timeline; notes to draft documents re same.	285.00	0.80	228.00

Total Hours 62.50

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Federal ID: 31-0263070

Big Rivers Electric Corporation  
201 Third Street  
P.O. Box 24  
Henderson KY 42419-0024

October 4, 2019  
Invoice # 4340528

Billing Attorney - Edward Tip Depp

Client Number - 75569.12  
Matter: Environmental Compliance Plan - 2019

### Remittance Advice

For Professional Services Rendered Through September 30, 2019:

Current Fee for Hours Worked	\$ 7,047.00
Attorney Costs	\$ 0.00
Current Total Due for Professional Services	<u>\$ 7,047.00</u>
Total Due for Current Professional Services	<u>\$ 7,047.00</u>

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0314  
0999

Approved  
TAK 10/14/19

Approved  
10/15/19

### Payment Due on Receipt

Please Return a Copy of this Remittance Advice with your Payment to:

By Check: Dinsmore and Shohl LLP  
PO Box 639038  
Cincinnati, Ohio 45263-9038

By Wire/ACH:

For online payment options please visit



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Case No. 2021-00061  
Attachment 2 for Response to PSC 1-2  
Witness: Paul G. Smith  
Page 35 of 84

Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Environmental Compliance Plan - 2019

October 4, 2019  
Invoice # 4340528

**Summary of Current Hours Worked**

<u>Timekeeper</u>	<u>Staff Level</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Edward Tip Depp	Partner	5.10	415.00	\$ 2,116.50
Evan Buckley	Associate	17.30	285.00	\$ 4,930.50
		<hr/>		
Total Hours / Fees		22.40		\$ 7,047.00

Current Amount Due This Invoice      \$7,047.00

**Detail of Current Hours Worked**

<u>Date</u>	<u>Tkpr</u>	<u>Description</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
09/03/19	EB	Email exchange with Mr. Yoder (B&M) re conference call and testimony.	285.00	0.20	57.00
09/05/19	ETD	Review and respond to emails with Mr. Hickman regarding updated draft schedule for ECP filing.	415.00	0.20	83.00
09/05/19	EB	Review emails from Mr. Hickman, Mr. Kamuf, Mr. Depp re schedule and related considerations.	285.00	0.30	85.50
09/09/19	ETD	Review and respond to emails with Mr. Buckley regarding work on draft testimony for applications.	415.00	0.20	83.00
09/09/19	EB	Email exchanges with Mr. Wolfram, Mr. Yoder (Burns & Mac), and Mr. Hoydick (AmecFW) re draft testimony; email exchange and telephone call with Mr. Depp re status.	285.00	0.70	199.50
09/10/19	ETD	Work on expert agreement for Burns & McDonnell; communications with client and Mr. Yoder regarding same.	415.00	0.50	207.50
09/10/19	EB	Prepare for and participate in call with M. Hoydick (AmecFW) re case and anticipated testimony; revise outline of testimony.	285.00	1.80	513.00
09/11/19	ETD	Work regarding finalizing expert agreement; communications with Mr. Buckley regarding work on draft testimony and related application materials.	415.00	0.40	166.00
09/11/19	EB	Telephone call with and email to Mr. Wolfram re status of testimony, existing regulatory assets, etc.	285.00	0.50	142.50
09/12/19	EB	Exchange emails with S. Yoder re discussion of testimony; compile and brief review of relevant reports; review earlier draft testimony of M. Pullen.	285.00	0.70	199.50
09/13/19	EB	Continue drafting testimony outline for Mr. Hoydick (AmecFW).	285.00	1.10	313.50
09/17/19	ETD	Teleconference with Mr. Buckley regarding work on draft testimony in support of application.	415.00	0.20	83.00
09/17/19	EB	Email exchange with M. Hoydick, et al. re outline of draft testimony; revise and forward same; telephone call with Mr. Depp re testimonies; begin drafting testimony of S. Yoder.	285.00	2.40	684.00
09/23/19	ETD	Review and respond to emails with Mr. Buckley regarding work on draft testimony; begin review of updated drafts of same.	415.00	0.40	166.00
09/23/19	EB	Complete draft testimony of Mr. Yoder; email exchanges with Mr. Depp re same; additional review and notation of relevant B&M reports in support of same.	285.00	6.60	1,881.00
09/24/19	EB	Review emails and attachments from Mr. Hoydick (AmecFW) re further development of draft testimony; email exchange with Mr. Depp	285.00	0.90	256.50

Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Environmental Compliance Plan - 2019

October 4, 2019  
Invoice # 4340528

		re same.			
09/26/19	ETD	Review and work on draft testimony.	415.00	2.10	871.50
09/27/19	ETD	Review and analysis of draft testimony; work regarding status update to Mr. Kamuf and Mr. Hickman regarding same.	415.00	1.10	456.50
09/27/19	EB	Review emails and attachments from Mr. Depp, Mr. Hickman re ECP Application status and related matters.	285.00	0.50	142.50
09/27/19	EB	Begin revision of draft testimony of M. Hoydick (AmeceFW).	285.00	1.10	313.50
09/30/19	EB	Revision of initial draft of Mr. Yoder's testimony; email to Mr. Yoder re same.	285.00	0.50	142.50

Total Hours 22.40

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Federal ID 31-0263070

Big Rivers Electric Corporation  
201 Third Street  
P O Box 24  
Henderson KY 42419-0024

November 7, 2019  
Invoice # 4362448

Billing Attorney - Edward Tip Depp

Client Number - 75569 12  
Matter Environmental Compliance Plan - 2019

### Remittance Advice

For Professional Services Rendered Through October 31, 2019

Current Fee for Hours Worked	\$ 6,707 50
Attorney Costs	\$ 0 00
Current Total Due for Professional Services	\$ 6,707 50
Total Due for Current Professional Services	\$ 6,707.50

*Kamef  
+ Smith*

*Approved  
-TAK 11/12/19*

*Approved  
Dinsmore  
11/12/19*

### Payment Due on Receipt

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By Check Dinsmore and Shohl LLP  
PO Box 639038  
Cincinnati, Ohio 45263-9038

By Wire/ACH

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11/19/19

Case No. 2021-00061  
Attachment 2 for Response to PSC 1-2

Witness: Paul G. Smith

Page 39 of 84



Dinsmore & Shohl LLP  
Client Number - 75569 12  
Matter Environmental Compliance Plan - 2019

November 7, 2019  
Invoice # 4362448

**Summary of Current Hours Worked**

<u>Timekeeper</u>	<u>Staff Level</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Edward Tip Depp	Partner	4 90	415 00	\$ 2,033 50
Evan Buckley	Associate	16 40	285 00	\$ 4,674 00
		<hr/>		
<b>Total Hours / Fees</b>		<b>21 30</b>		<b>\$ 6,707 50</b>

**Current Amount Due This Invoice      \$6,707 50**

**Detail of Current Hours Worked**

<u>Date</u>	<u>Tkpr</u>	<u>Description</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
10/11/19	ETD	Review and respond to emails with Mr Buckley regarding work on Yoder and Hoydick testimony	415 00	0 20	83 00
10/11/19	EB	Email exchanges with Mr Yoder, Mr Depp re draft testimony, brief review of attachment from Mr Yoder	285 00	0 40	114 00
10/15/19	ETD	Review and respond to emails with Mr Kamuf and Mr Buckley regarding modeling questions	415 00	0 20	83 00
10/15/19	EB	Review email exchange between Mr Depp, Mr Kamuf re data, review of previous emails re same, additional development and revision of Mr Hoydick's testimony in light of his notes	285 00	1 40	399 00
10/17/19	EB	Review emails from Mr Hickman, Mr Depp, Mr Wolfram re case development and testimony	285 00	0 20	57 00
10/18/19	EB	Further revise testimony of Mr Yoder in light of his comments to draft and email exchange with Mr Depp re same	285 00	1 60	456 00
10/19/19	ETD	Review and respond to emails with Mr Buckley regarding work on updated draft of Yoder testimony and regarding work on Hoydick testimony	415 00	0 30	124 50
10/21/19	EB	Review of testimony and supporting documents re cost support and O&M, confirm regulatory requirements, email to J Wolfram re his testimony, additional revision of testimony	285 00	2 40	684 00
10/22/19	ETD	Review and respond to emails with Mr Buckley regarding work on Hoydick and Yoder testimony	415 00	0 20	83 00
10/22/19	EB	Complete revision of draft testimonies of Mr Hoydick and Mr Yoder; email exchange with Mr Depp providing updated drafts of same	285 00	4 90	1,396 50
10/23/19	ETD	Teleconference with Mr Buckley regarding work on application and testimony and regarding teleconference with client to review same, begin reviewing updated expert testimony drafts	415 00	0 70	290 50
10/23/19	EB	Telephone call with Mr Depp re testimonies and modeling, email exchanges with Mr Braunecker re same, call to discuss, review misc support documents	285 00	1 50	427 50
10/24/19	ETD	Teleconference with Mr Braunecker and Mr Buckley regarding work on ECP testimony and application, work regarding same	415 00	1 10	456 50
10/24/19	EB	Prepare for and participate in call with Mr Braunecker, Mr Depp re testimonies and modeling, notes re same, initial notation of draft testimony re same	285 00	1 50	427 50
10/25/19	ETD	Teleconference with Mr Wolfram regarding ECP updates and work on testimony regarding	415 00	0 60	249 00

		same, teleconference with Mr Buckley regarding same			
10/30/19	ETD	Review and respond to emails with Mr Braunecker and Mr Buckley regarding project diligence, attention to draft documentation from Mr Braunecker regarding same	415 00	0 60	249 00
10/30/19	EB	Email exchange with Mr Braunecker re modeling, related documents, review attachments, review docket in Case No 2019-00365, telephone call with Mr Depp re same and email to Mr Braunecker, Mr Kamuf re same	285 00	1 80	513 00
10/31/19	ETD	Review testimony support documentation from Mr Braunecker, teleconference with Mr Buckley regarding same, review and respond to emails with Mr Hickman regarding comments on draft testimony	415 00	1 00	415 00
10/31/19	EB	Email exchanges with Mr Hickman, Mr Depp re capacity-related documents and filings, updated drafts of testimonies, and related matters, initial review of attachments	285 00	0 70	199 50

Total Hours 21 30

Edward T. Depp  
502-540-2347  
ted.depp@dinsmore.com

November 8, 2019

VIA U.S. MAIL and EMAIL ( [REDACTED] )

Ms Donna Windhaus  
Big Rivers Electric Corporation  
201 Third Street  
P O Box 24  
Henderson, KY 42419-0024

*Re: Statement for Services*

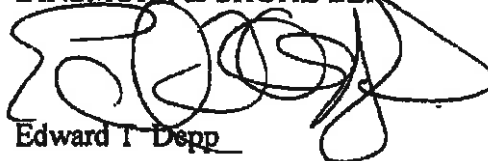
Dear Donna

Enclosed are our billing statements for services rendered through October 31, 2019

Thank you, and if you have any questions about the bill, please call me

Sincerely yours,

DINSMORE & SHOHL LLP



Edward T. Depp

E:TD/lb  
Enclosures  
cc DeAnna Speed [REDACTED]

13784660 16

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Federal ID: 31-0263070

Big Rivers Electric Corporation  
201 Third Street  
P.O. Box 24  
Henderson KY 42419-0024

December 9, 2019  
Invoice # 4383848

Billing Attorney - Edward Tip Depp

Client Number - 75569.12  
Matter: Environmental Compliance Plan - 2019

## Remittance Advice

For Professional Services Rendered Through November 30, 2019:

Current Fee for Hours Worked	\$ 7,144.00
Attorney Costs	\$ 0.00
Current Total Due for Professional Services	<u>\$ 7,144.00</u>
Total Due for Current Professional Services	<u>\$ 7,144.00</u>

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Approved  
-TAK 12/20/19

## Payment Due on Receipt

Approved  
Phunt 12/20/19

Please Return a Copy of this Remittance Advice with your Payment to:

By Check: Dinsmore and Shohl LLP  
PO Box 639038  
Cincinnati, Ohio 45263-9038

By Wire/ACH:

For online payment options please visit

Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Environmental Compliance Plan - 2019

December 9, 2019  
Invoice # 4383848

**Summary of Current Hours Worked**

<u>Timekeeper</u>	<u>Staff Level</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Edward Tip Depp	Partner	7.60	415.00	\$ 3,154.00
Evan Buckley	Associate	14.00	285.00	\$ 3,990.00
		<hr/>		
Total Hours / Fees		21.60		\$ 7,144.00

Current Amount Due This Invoice      \$7,144.00

**Detail of Current Hours Worked**

<u>Date</u>	<u>Tkpr</u>	<u>Description</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
11/01/19	EB	Review emails from Mr. Kamuf, Mr. Depp re timing of filings; work re draft NOI.	285.00	0.20	57.00
11/03/19	ETD	Review regulatory developments from EPA; prepare email to Mr. Buckley regarding same.	415.00	0.20	83.00
11/04/19	ETD	Review new EPA revisions to CCR rule; review and respond to emails with Mr. Buckley regarding same.	415.00	0.70	290.50
11/04/19	EB	Review press and related documents re publication of updated EPC coal ash rules; email exchange and telephone call with T. Depp re same; telephone call with S. Yoder re same and re status.	285.00	0.80	228.00
11/05/19	ETD	Review and respond to emails with Mr. Buckley regarding work on draft testimony and review of PSC comments on IRP regarding same; review of same.	415.00	1.00	415.00
11/05/19	EB	Email exchange with T. Depp re 2017 IRP and activity in Case No. 2017-00384; review docket and staff report.	285.00	1.30	370.50
11/07/19	ETD	Review and respond to emails with Mr. Kamuf regarding notice of intent on ECP application.	415.00	0.20	83.00
11/13/19	ETD	Conference with Mr. Kamuf regarding open application questions and strategy for addressing same.	415.00	0.20	83.00
11/15/19	ETD	Review and work on draft testimony of consultants; teleconference with Mr. Buckley regarding same.	415.00	1.40	581.00
11/19/19	ETD	Review and respond to emails with Mr. Kamuf and Mr. Buckley regarding ash pond plans; review draft testimony in light of same.	415.00	0.50	207.50
11/20/19	EB	Review email and attachments from R. Gregory re B&McD Green CCR/ELG Compliance Definition Report, next steps.	285.00	1.10	313.50
11/22/19	ETD	Teleconferences with Mr. Kamuf and Mr. Buckley regarding work on updated scope of ECP and related flow-through to testimony, application, and notice of intent; prepare email to Mr. Wolfram regarding same; attention to filing regulations regarding same.	415.00	1.60	664.00
11/22/19	EB	Telephone call and email exchange with Mr. Depp re ECP approach and Notice of Intent; update NOI; brief research re same; review emails re same.	285.00	0.90	256.50
11/23/19	ETD	Email with Mr. Wolfram regarding updates to ECP.	415.00	0.10	41.50
11/25/19	ETD	Work regarding notice of intent; review and respond to emails with Mr. Kamuf regarding same; review generation resource materials from	415.00	1.10	456.50

Dinsmore & Shohl LLP  
 Client Number - 75569.12  
 Matter: Environmental Compliance Plan - 2019

December 9, 2019  
 Invoice # 4383848

		Mr. Kamuf regarding draft testimony/application; review and respond to emails with Mr. Buckley regarding same.			
11/25/19	EB	Review emails re updated Notice of Intent and brief research re same.	285.00	0.20	57.00
11/27/19	ETD	Review and respond to emails with Mr. Smith regarding status update meeting; review and respond to emails with Mr. Buckley regarding work on draft testimony updates.	415.00	0.40	166.00
11/27/19	EB	Revision of testimony consistent with updated ECP details; email exchange with Mr. Depp, telephone call with Mr. Ingle re Notice of Intent.	285.00	6.20	1,767.00
11/29/19	EB	Continue revision of testimony; email to Mr. Pullen, Mr. Smith, Mr. Kamuf re same; email exchange with Mr. Depp re same.	285.00	3.30	940.50
11/30/19	ETD	Review and respond to emails with Mr. Buckley regarding updated testimony for ECP application.	415.00	0.20	83.00

Total Hours 21.60



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Federal ID: 31-0263070

Big Rivers Electric Corporation  
201 Third Street  
P.O. Box 24  
Henderson KY 42419-0024

January 10, 2020  
Invoice # 4405208

Billing Attorney - Edward Tip Depp

Client Number - 75569.12  
Matter: Environmental Compliance Plan - 2019

## Remittance Advice

For Professional Services Rendered Through December 31, 2019:

Current Fee for Hours Worked	\$ 23,201.50
Attorney Costs	\$ 167.25
Current Total Due for Professional Services	<u>\$ 23,368.75</u>
Total Due for Current Professional Services	<u>\$ 23,368.75</u>

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0999

Approved  
-TMR 1/14/20

APPROVED  
-P. Smith  
1/20/20

## Payment Due on Receipt

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By Check: Dinsmore and Shohl LLP  
PO Box 639038  
Cincinnati, Ohio 45263-9038

By Wire/ACH:

For online payment options please visit

Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Environmental Compliance Plan - 2019

January 10, 2020  
Invoice # 4405208

**Summary of Current Hours Worked**

<u>Timekeeper</u>	<u>Staff Level</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Edward Tip Depp	Partner	20.90	415.00	\$ 8,673.50
Evan Buckley	Associate	49.60	285.00	\$ 14,136.00
Kerry W. Ingle	Paralegal	1.60	245.00	\$ 392.00
		<hr/>		
Total Hours / Fees		72.10		\$ 23,201.50

**Summary of Current Attorney Costs Incurred**

Photocopies	\$ 17.25
Service Fee	\$ 150.00
<hr/>	
Total Attorney Costs	\$167.25
<hr/>	
Current Amount Due This Invoice	\$23,368.75

**Detail of Current Hours Worked**

<u>Date</u>	<u>Tkpr</u>	<u>Description</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
12/02/19	ETD	Finalize and file notice of intent to file ECP; review and respond to emails with client regarding same.	415.00	0.30	124.50
12/02/19	KI	Prepare notice of intent for filing with the Kentucky PSC.	245.00	1.60	392.00
12/03/19	ETD	Review Public Service Commission acknowledgement of receipt of notice of intent.	415.00	0.10	41.50
12/04/19	ETD	Teleconference with Mr. Wolfram regarding ECP update, status, and plans.	415.00	0.40	166.00
12/05/19	ETD	Review and respond to emails with Mr. Hickman and Mr. Ingle regarding application filing procedures.	415.00	0.40	166.00
12/06/19	ETD	Teleconference with Mr. Kamuf regarding work on ECP application and testimony, strategy for same, and open issues to address; review and respond to emails with Mr. Hickman regarding preparations for same.	415.00	0.90	373.50
12/09/19	ETD	Teleconference with Mr. Buckley regarding work on updating testimony, project list, and draft application.	415.00	0.30	124.50
12/09/19	EB	Email exchanges and telephone calls with Mr. Gregory, Mr. Depp re updated scope, testimonies, and application; begin revision of same.	285.00	3.10	883.50
12/09/19	EB	Review of expert reports, related documents in light of updated information; continue revision of Application.	285.00	2.00	570.00
12/10/19	ETD	Review and respond to emails with Mr. Buckley regarding work on draft application revisions and regarding additional data from client for draft testimony.	415.00	0.40	166.00
12/10/19	EB	Revision of draft Application.	285.00	8.00	2,280.00
12/11/19	ETD	Work regarding review and revision of draft ECP application.	415.00	0.80	332.00
12/11/19	EB	Continue revision of draft Application and research/review relevant documents re same; email exchange with Mr. Depp re same; begin notation of testimonies re updated information.	285.00	6.20	1,767.00
12/12/19	ETD	Work regarding review and revision of draft application; email to and teleconference with Mr. Buckley regarding same.	415.00	3.40	1,411.00
12/12/19	EB	Email exchange with Mr. Yoder re discussion of testimony and next steps.	285.00	0.20	57.00
12/13/19	ETD	Review updated draft ECP application; prepare email to Mr. Kamuf regarding same.	415.00	0.40	166.00
12/13/19	EB	Additional revision of draft Application and preparation of updated clean and redlined versions of same; email exchanges with Mr.	285.00	5.10	1,453.50

Case No. 2021-00061

Attachment 2 for Response to PSC 1-2

Witness: Paul G. Smith

Date	Code	Description	Rate	Hours	Amount
		Depp, Mr. Kamuf re same.			
12/15/19	ETD	Review and respond to emails with Mr. Smith and Mr. Buckley regarding ECP application update meetings.	415.00	0.20	83.00
12/16/19	ETD	Review and respond to emails with Mr. Kamuf regarding scope of draft ECP and suggestions regarding draft application; review and respond to emails with Mr. Buckley regarding work on same.	415.00	0.90	373.50
12/16/19	EB	Review emails and attachments from D. Braunecker, T. Kamuf re strategy and scope, Joint Facilities, etc.; email exchange with Mr. Depp re same; review updated record in Case No. 2019-00365 and email exchanges with Mr. Hickman, Mr. Depp re same.	285.00	2.60	741.00
12/17/19	ETD	Teleconference with Mr. Kamuf regarding scope of ECP and work on draft application; review and work on draft application revisions; prepare email to working team regarding same in preparation for status conference call; teleconference with Mr. Buckley regarding work on same; review and respond to emails with Mr. Wolfram regarding same.	415.00	4.40	1,826.00
12/17/19	EB	Telephone call with Mr. Depp re status and strategy; email exchange with D. Braunecker re modeling; telephone call with Mr. Wolfram re status of testimony, strategy; revise draft Application consistent with notes and additional research.	285.00	5.40	1,539.00
12/18/19	ETD	Conference call with client team regarding work on scope of ECP, application, testimony, and supporting documentation; work regarding same; conference with Mr. Buckley regarding same.	415.00	3.90	1,618.50
12/18/19	EB	Compilation and review of documents in preparation for conference call; participate in call with Mr. Pullen, Mr. Smith, et al. re ECP scope and strategy; review emails and attachments re updated expert reports.	285.00	3.80	1,083.00
12/19/19	ETD	Work on draft email to client regarding ECP project list scope and anticipated support.	415.00	0.50	207.50
12/19/19	EB	Compile notes from conference call and draft updated project list; begin revision of Application; emails with Mr. Depp re same.	285.00	3.50	997.50
12/20/19	ETD	Review, revise, and work on draft updates to ECP application in light of revised project list; teleconference with Mr. Buckley regarding same; prepare email to clients regarding same.	415.00	1.70	705.50
12/20/19	EB	Continue revision of Application consistent with notes and comments; email exchange and telephone call with Mr. Depp re same; finalize redline and clean versions; begin updates to testimony.	285.00	4.60	1,311.00

Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Environmental Compliance Plan - 2019

January 10, 2020  
Invoice # 4405208

12/26/19	EB	Revise Mr. Hoydick's draft testimony.	285.00	1.30	370.50
12/30/19	ETD	ECP application working call w/ client; work re updates from same; r/r to emails w/ Mr. Gregory re same.	415.00	1.90	788.50
12/30/19	EB	Prepare for and participate in conference call with ECP team re draft application and needs; telephone call with Mr. Depp re same.	285.00	1.80	513.00
12/30/19	EB	Review precedent re CPCN exemptions and requirements; notes to testimony of Mr. Pullen.	285.00	2.00	570.00

Total Hours 72.10

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Federal ID: 31-0263070

Big Rivers Electric Corporation  
201 Third Street  
P.O. Box 24  
Henderson KY 42419-0024

February 5, 2020  
Invoice # 4420119

Billing Attorney - Edward Tip Depp

Client Number - 75569.12  
Matter: Environmental Compliance Plan - 2019

*BABALSHT  
186680 00  
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## Remittance Advice

For Professional Services Rendered Through January 31, 2020:

Current Fee for Hours Worked	\$ 83,942.50
Attorney Costs	\$ 5,398.76
Current Total Due for Professional Services	<u>\$ 89,341.26</u>
Total Due for Current Professional Services	<u>\$ 89,341.26</u>

*Kanup  
& Smith*

*Approved  
TAK 2/6/20*

## Payment Due on Receipt

Please Return a Copy of this Remittance Advice with your Payment to

By Check: Dinsmore and Shohl LLP  
PO Box 639038  
Cincinnati, Ohio 45263-9038

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*Approved Shohl  
2/12/20*

**RECEIVED**  
*2/16/20*

Case No. 2021-00061  
Attachment for Response to PSC 1-2

Witness: Paul G. Smith

Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Environmental Compliance Plan - 2019

February 5, 2020  
Invoice # 4420119

**Summary of Current Hours Worked**

<u>Timekeeper</u>	<u>Staff Level</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Edward Tip Depp	Partner	86.70	435.00	\$ 37,714.50
Anna Claire Skinner	Associate	2.10	300.00	\$ 630.00
Evan Buckley	Associate	146.60	305.00	\$ 44,713.00
R. Brooks Herrick	Associate	3.00	295.00	\$ 885.00
		<hr/>	<hr/>	
Total Hours / Fees		238.40		\$ 83,942.50

**Summary of Current Attorney Costs Incurred**

Photocopies	\$ 9.30
Other Travel	\$ 8.00
Professional Services	\$ 5,058.90
Travel Mileage	\$ 322.56
Total Attorney Costs	\$5,398.76

Current Amount Due This Invoice \$89,341.26

**Detail of Current Hours Worked**

<u>Date</u>	<u>Tkpr</u>	<u>Description</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
01/03/20	EB	Review docket in Case No. 2019-00269 re Station Two contract enforcement and begin revision of Application re same.	305.00	1.60	488.00
01/06/20	ETD	Teleconferences with Mr. Wolfram and Mr. Buckley regarding work on application support.	435.00	0.70	304.50
01/06/20	EB	Telephone call with Mr. Depp re status and strategy; begin preparing Application needs-list.	305.00	1.00	305.00
01/07/20	ETD	Review and respond to emails with Mr. Braunecker regarding data and modeling for ECP application; teleconference with Mr. Wolfram regarding same.	435.00	1.00	435.00
01/07/20	EB	Review emails and attachments from D. Braunecker re economic modeling; update application and begin updating testimony; finalize Application needs-list; email exchange with T. Depp re same; telephone call and email exchange with K. Ingle re confidentiality; brief research re same.	305.00	4.50	1,372.50
01/08/20	ETD	Review and respond to emails with Mr. Buckley regarding upcoming ECP status update and regarding draft action item list for client; review draft of action item list.	435.00	1.20	522.00
01/08/20	EB	Review emails from J. Wolfram, D. Braunecker re economic modeling; review of documents re same; additional emails with J. Wolfram re operation of ESM.	305.00	2.20	671.00
01/09/20	ETD	Prepare for and participate in teleconference with client regarding updates and additional information needed to complete ECP application and supporting testimony; teleconference and emails with Mr. Buckley regarding same and regarding updating application, testimony, and action item list; work regarding same.	435.00	3.60	1,566.00
01/09/20	EB	Conference call with team re Application status and strategy; review emails and attachments from M. Pullen, J. Wolfram; revise Application; email exchanges with T. Depp re same; email to team re same.	305.00	4.40	1,342.00
01/10/20	ETD	Meeting with client regarding status of support/proof items and filing strategy; travel from Henderson regarding same.	435.00	3.00	1,305.00
01/10/20	BRH	Travel to and attend the meeting at Big Rivers to discuss remaining points associated with the ECP application.	295.00	3.00	885.00
01/10/20	EB	Meeting at BREC HQ re Application, support, and strategy; travel to/from same. Travel from Louisville to Lexington following meeting at BREC headquarters.	305.00	4.70	1,433.50



Dinsmore & Shohl LLP  
 Client Number – 75569.12  
 Matter: Environmental Compliance Plan - 2019

February 5, 2020  
 Invoice # 4420119

01/11/20	EB	Revise testimony of Mr. Pullen and Mr. Smith.	305.00	3.50	1,067.50
01/12/20	ETD	Work on updated drafts of testimony for Mr. Smith and Mr. Pullen; review and respond to emails with client and Mr. Buckley regarding same.	435.00	0.60	261.00
01/12/20	EB	Continue revision of testimony of Mr. Pullen and Mr. Smith; emails with Mr. Depp, et al. re same.	305.00	4.20	1,281.00
01/13/20	ETD	Review and respond to emails with Mr. Buckley regarding work on draft ECP application and supporting materials; review updated drafts of same; prepare email to clients regarding same.	435.00	1.10	478.50
01/13/20	EB	Continue development of testimony for M. Hoydick and S. Yoder; telephone call with J. Wolfram re testimony; email exchanges and telephone calls with T. Depp re same.	305.00	3.30	1,006.50
01/14/20	ETD	Attention to status of draft application and draft testimony; prepare for status meeting regarding same.	435.00	0.70	304.50
01/14/20	EB	Continue development of application and testimony; research re same; email exchanges and telephone calls Ms. Speed, Mr. Depp, Mr. Wolfram et al. re same.	305.00	4.20	1,281.00
01/15/20	ETD	Review and respond to emails with Mr. Wolfram and Mr. Kamuf regarding tariff questions; work in preparation for status update call; call regarding same; teleconferences with Mr. Buckley and Mr. Wolfram regarding open items for same; communications with client regarding work on same.	435.00	2.20	957.00
01/15/20	ACS	Review E. Buckley question regarding status of CCR Rule Part B regulation; review current regulatory status of CCR Rule Part B proposal; email E. Buckley regarding same.	300.00	1.50	450.00
01/15/20	EB	Continue development of testimony; email exchanges and telephone calls with D. Speed, J. Wolfram, T. Kamuf, et al.; conference call with ECP team; telephone calls and email exchanges with T. Depp re same.	305.00	7.20	2,196.00
01/16/20	ETD	Work regarding draft testimony and application; emails with client and Mr. Buckley regarding same.	435.00	0.70	304.50
01/16/20	EB	Continue development of application and testimony; research re same; email exchanges and telephone calls Mr. Hoydick, Mr. Wolfram, Mr. Depp, et al. re same.	305.00	3.20	976.00
01/17/20	ETD	Work regarding draft testimony/application; communications with Mr. Buckley and client regarding same.	435.00	3.70	1,609.50
01/17/20	EB	Email exchanges with P. Smith, M. Pullen, et al. re testimony; continue revision of same; review of related cases; begin review for confidentiality.	305.00	5.00	1,525.00

Dinsmore & Shohl LLP  
 Client Number – 75569.12  
 Matter: Environmental Compliance Plan - 2019

February 5, 2020  
 Invoice # 4420119

01/18/20	ETD	Work regarding draft testimony/application; communications with Mr. Buckley and client regarding same.	435.00	2.20	957.00
01/18/20	EB	Continue development of testimony of P. Smith, M. Pullen; emails re same.	305.00	3.40	1,037.00
01/19/20	ETD	Work regarding draft testimony/application; communications with Mr. Buckley and client regarding same.	435.00	3.10	1,348.50
01/19/20	EB	Continue development of testimony of P. Smith, M. Pullen; emails re same; telephone calls with T. Depp, P. Smith re same.	305.00	6.50	1,982.50
01/20/20	ETD	Work regarding draft testimony and application; review and respond to emails with client and Mr. Buckley regarding same.	435.00	4.30	1,870.50
01/20/20	EB	Email exchanges and telephone calls with J. Wolfram, D. Speed, M. Hoydick, S. Yoder, T. Depp, et al. re draft testimonies and exhibits; revise same.	305.00	7.20	2,196.00
01/21/20	ETD	Work on draft application and testimony; communications with client and Mr. Buckley regarding same.	435.00	4.30	1,870.50
01/21/20	EB	Email exchanges and telephone calls with J. Wolfram, N. Castlen, M. Hoydick, T. Depp, et al. re draft testimonies and exhibits; revise same; revise draft Application consistent with testimonies.	305.00	6.90	2,104.50
01/22/20	ETD	Work on draft application, testimony, and supporting documentation; communications with client, Mr. Buckley, and Mr. Wolfram regarding same.	435.00	6.20	2,697.00
01/22/20	EB	Email exchanges and telephone calls with J. Wolfram, T. Depp, S. Yoder, and ECP team re-draft testimonies, exhibits, requested relief and strategy; revise same.	305.00	8.80	2,684.00
01/23/20	ETD	Work regarding draft application and testimony; emails and teleconferences with Mr. Wolfram, Mr. Buckley, and client regarding same.	435.00	7.70	3,349.50
01/23/20	EB	Continue development of Application and testimonies; emails and telephone calls with team re same.	305.00	5.80	1,769.00
01/24/20	ETD	Work regarding updating draft application, testimony, and exhibits; communications with client, Mr. Wolfram, and Mr. Buckley regarding same.	435.00	8.40	3,654.00
01/24/20	EB	Continue development of Application and testimonies; emails and telephone calls with team re same.	305.00	7.20	2,196.00
01/25/20	ETD	Work regarding draft application, testimony, and exhibits; communications with client, Mr. Wolfram, and Mr. Buckley regarding same.	435.00	9.10	3,958.50
01/25/20	EB	Continue development of Application and testimonies; emails and telephone calls with J.	305.00	7.70	2,348.50

Dinsmore & Shohl LLP  
 Client Number – 75569.12  
 Matter: Environmental Compliance Plan - 2019

February 5, 2020  
 Invoice # 4420119

		Wolfram, T. Depp, et al. re same.		
01/26/20	ETD	Work regarding updating draft application, testimony, and exhibits; communications with Mr. Buckley regarding same.	435.00	1.40 609.00
01/26/20	EB	Continue development of Application and testimonies; emails and telephone calls with J. Wolfram, T. Depp, et al. re same.	305.00	3.00 915.00
01/27/20	ETD	Work regarding draft application, testimony, and exhibits; communications with client, Mr. Buckley, and Mr. Wolfram regarding same.	435.00	8.10 3,523.50
01/27/20	EB	Continue development of Application and testimonies; emails and telephone calls with J. Wolfram, D. Braunecker, T. Depp, et al. re same.	305.00	8.90 2,714.50
01/28/20	ETD	Work regarding application, testimony, exhibits, and motion for confidential treatment; communications with client, Mr. Buckley, and Mr. Ingle regarding same; research regarding confidentiality issues and regulatory deviation questions.	435.00	4.40 1,914.00
01/28/20	ACS	Review draft ECP application related to environmental matters; discuss suggested change with E. Buckley.	300.00	0.60 180.00
01/28/20	EB	Continue development of Application and testimonies; emails and telephone calls with team re same.	305.00	7.50 2,287.50
01/29/20	ETD	Teleconferences and emails with Mr. Buckley regarding work on application, testimony, exhibits, motion for confidentiality and potential motion for deviation; work regarding cost analysis.	435.00	1.70 739.50
01/29/20	EB	Assist with application and testimony development/finalization at Big Rivers HQ; travel to/from same.	305.00	13.50 4,117.50
01/30/20	ETD	Work regarding cost analyses and conference with clients regarding same; communications with Mr. Buckley regarding work on same.	435.00	3.40 1,479.00
01/30/20	EB	Continue development of Application and testimonies; emails and telephone calls with J. Wolfram, D. Braunecker, T. Depp, et al. re same.	305.00	4.00 1,220.00
01/31/20	ETD	Teleconferences with client and Mr. Wolfram regarding ECP updates; work regarding same in application, testimony, and exhibits.	435.00	3.90 1,696.50
01/31/20	EB	Continue development of Application and testimonies; emails and telephone calls with T. Kamuf, T. Depp, J. Wolfram, et al. re same.	305.00	7.20 2,196.00

Total Hours 238.40

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Federal ID: 31-0263070

Big Rivers Electric Corporation  
201 Third Street  
P.O. Box 24  
Henderson KY 42419-0024

March 6, 2020  
Invoice # 4448940

Billing Attorney - Edward Tip Depp

Client Number - 75569.12  
Matter: Ky. PSC Case No. 2019-00435; Environmental  
Compliance Plan - 2019

## Remittance Advice

For Professional Services Rendered Through February 29, 2020:

Current Fee for Hours Worked	\$ 26,859.50
Attorney Costs	\$ 2,756.35
Current Total Due for Professional Services	<u>\$ 29,615.85</u>
Total Due for Current Professional Services	<u><u>\$ 29,615.85</u></u>

*Wanda Smith*

## Payment Due on Receipt

Please Return a Copy of this Remittance Advice with your Payment to:

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Cincinnati, Ohio 45263-9038

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*Approved  
TAC 3/10/20*

*Approved  
J. Smith 3/11/20*

**RECEIVED**  
*Armo 3/16/20*

Case No. 2021-00061  
Attachment 2 for Response to PSC 1-2

Witness: Paul G. Smith

Page 59 of 84

Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Ky. PSC Case No. 2019-00435; Environmental Compliance Plan – 2019

March 6, 2020  
Invoice # 4448940

**Summary of Current Hours Worked**

<u>Timekeeper</u>	<u>Staff Level</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Edward Tip Depp	Partner	21.10	435.00	\$ 9,178.50
Anna Claire Skinner	Associate	1.80	300.00	\$ 540.00
Evan Buckley	Associate	56.20	305.00	\$ 17,141.00
	<b>Total Hours / Fees</b>	<b>79.10</b>		<b>\$ 26,859.50</b>

**Summary of Current Attorney Costs Incurred**

Hotel Expense	\$ 132.29
Professional Services	\$ 2,389.50
Travel Mileage	\$ 234.56
<b>Total Attorney Costs</b>	<b>\$2,756.35</b>

**Current Amount Due This Invoice \$29,615.85**

**Detail of Current Hours Worked**

<u>Date</u>	<u>Tkpr</u>	<u>Description</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
02/01/20	ETD	Work on testimony, application, and exhibits; communications with Mr. Buckley and client regarding same.	435.00	1.30	565.50
02/01/20	EB	Revise Application and testimonies; email exchanges with Mr. Depp re same.	305.00	6.50	1,982.50
02/02/20	ETD	Work on testimony, application, and exhibits; communications with Mr. Buckley and client regarding same.	435.00	2.00	870.00
02/02/20	EB	Additional revision of Application and testimonies; email exchanges with Mr. Depp re same; email to team re same.	305.00	4.00	1,220.00
02/03/20	ETD	Work regarding application, testimony, and exhibits; communications with client and Mr. Buckley regarding same.	435.00	4.60	2,001.00
02/03/20	ACS	Continue to review Wilson Agreed Order file and Kentucky/federal regulations related to capping landfill; email J. Bender regarding same; draft paragraph to insert into ECP testimony regarding geosynthetic membrane for Phase I of Wilson landfill.	300.00	1.80	540.00
02/03/20	EB	Additional revision of Application and testimonies; email exchanges with Mr. Depp re same; begin drafts of motion for confidential treatment and motion for deviation; review for confidential information; conference with A.C. Skinner re environmental issues.	305.00	6.10	1,860.50
02/04/20	ETD	Work regarding finalizing application, testimony, and supporting exhibits; communications with client and Mr. Buckley regarding same.	435.00	5.60	2,436.00
02/04/20	EB	Emails and telephone calls with ECP team (T. Kamuf, M. Hoydick, M. Pullen, P. Smith, T. Depp, et al.) re revisions to Application and Testimonies; draft Motion for Confidential Treatment; drafting of motions; multiple conferences and telephone calls with T. Kamuf, R. Hickman, J. Stone, M. Pullen, J. Wolfram, T. Depp, et al. re same.	305.00	4.60	1,403.00
02/05/20	ETD	Review, revise, and work on finalizing application, testimony, and exhibits; communications with client and Mr. Buckley regarding same.	435.00	5.80	2,523.00
02/05/20	EB	Travel to Henderson; assist with finalization of Application and Testimonies; continue drafting and revision of motions; multiple conferences and telephone calls with T. Kamuf, R. Hickman, J. Stone, M. Pullen, J. Wolfram, T. Depp, et al. re same.	305.00	13.80	4,209.00
02/06/20	ETD	Work regarding finalizing application, testimony,	435.00	1.20	522.00

Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Ky. PSC Case No. 2019-00435; Environmental Compliance Plan – 2019

March 6, 2020  
Invoice # 4448940

		exhibits, motion for confidentiality, and motion for deviation; communications with client and Mr. Buckley regarding same.			
02/06/20	EB	Assist with finalization of Application and Testimonies; finalize motions; conferences and emails with T. Kamuf, R. Hickman, J. Wolfram, T. Depp, et al. re same.	305.00	15.00	4,575.00
02/07/20	ETD	Communications with Mr. Buckley and client regarding filing of application.	435.00	0.40	174.00
02/07/20	EB	Return from Henderson; telephone calls and emails with T. Kamuf, J. Wolfram, T. Depp re Application submission.	305.00	4.40	1,342.00
02/10/20	EB	Review as-filed Application and organize file; emails with R. Hickman, J. Wolfram re same.	305.00	1.60	488.00
02/12/20	ETD	Teleconference with Mr. Buckley regarding status of ECP application and confirming completeness of same.	435.00	0.20	87.00
02/14/20	EB	Review KPSC No Deficiency letter and emails re same.	305.00	0.20	61.00

Total Hours 79.10



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Federal ID: 31-0263070

Big Rivers Electric Corporation  
201 Third Street  
P.O. Box 24  
Henderson KY 42419-0024

April 6, 2020  
Invoice # 4472545

Billing Attorney - Edward Tip Depp

Client Number - 75569.12  
Matter: Ky. PSC Case No. 2019-00435; Environmental  
Compliance Plan I 2019

**Remittance Advice**

For Professional Services Rendered Through March 31, 2020:

Current Fee for Hours Worked	\$ 4,779.50
Attorney Costs	\$ 0.00
Current Total Due for Professional Services	<u>\$ 4,779.50</u>
Total Due for Current Professional Services	<u>\$ 4,779.50</u>

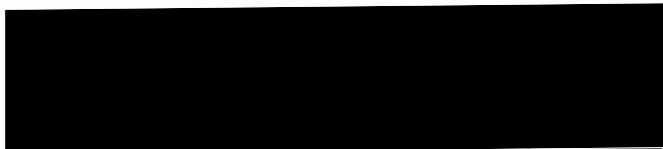
BRBALSHT 18668000 0314 0999 \$4,779.50

**Payment Due on Receipt**

Please Return a Copy of this Remittance Advice with your Payment to:

By Check: Dinsmore and Shohl LLP  
PO Box 639038  
Cincinnati, Ohio 45263-9038

By Wire/ACH:



For online payment options please visit



Dinsmore & Shohl LLP  
Client Number | 75569.12  
Matter: Ky. PSC Case No. 2019-00435; Environmental Compliance Plan | 2019

April 6, 2020  
Invoice # 4472545

**Summary of Current Hours Worked**

<u>Timekeeper</u>	<u>Staff Level</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Edward Tip Depp	Partner	3.00	435.00	\$ 1,305.00
Anna Claire Skinner	Associate	0.50	300.00	\$ 150.00
Evan Buckley	Associate	10.90	305.00	\$ 3,324.50
		<hr/>		
Total Hours / Fees		14.40		\$ 4,779.50

Current Amount Due This Invoice \$4,779.50

**Detail of Current Hours Worked**

<u>Date</u>	<u>Tkpr</u>	<u>Description</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
02/02/20	ACS	Review email from E. Buckley related to question on Wilson Landfill; review file related to Wilson Agreed Order to determine legal necessity of adding a geosynthetic membrane on Wilson Phase I landfill.	300.00	0.50	150.00
03/03/20	ETD	Review PSC procedural order and emails with Mr. Buckley, Mr. Wolfram, and client regarding same; work regarding same.	435.00	0.50	217.50
03/03/20	EB	Review KPSC Order setting procedural schedule and calendar same; exchange emails with T. Depp, R. Hickman, J. Wolfram, et al. re same.	305.00	0.70	213.50
03/09/20	EB	Email exchange with T. Depp re status and summary.	305.00	0.40	122.00
03/11/20	EB	Review KIUC Motion to Intervene; review emails from R. Hickman, et al. re same and schedule; review and update calendar.	305.00	0.50	152.50
03/16/20	ETD	Review and respond to emails with Mr. Buckley regarding work on draft confidentiality agreement for AG and other intervenors.	435.00	0.30	130.50
03/16/20	EB	Review emails from AG's Office, T. Depp, et al. re confidential information; review draft NDA.	305.00	0.60	183.00
03/17/20	ETD	Work regarding confidentiality agreement with intervenors; work regarding conversion to electronic case in compliance with guidance in PSC COVID-19 order; communications with client and Mr. Buckley regarding same.	435.00	1.10	478.50
03/17/20	EB	Review KPSC Order re COVID-19; email exchanges with R. Hickman, T. Depp re next steps; draft Motion to Convert to Electronic Case; cover letter re same; email exchanges with T. Kamuf, T. Depp, B. Herrick re same; update Service List; finalize and file same utilizing updated procedures; email exchanges with R. Hickman, et al. re same.	305.00	4.60	1,403.00
03/18/20	EB	Email exchange with R. Hickman re confidential information; update template agreements for anticipated future use.	305.00	0.50	152.50
03/19/20	EB	Email exchange with R. Hickman re confidential information, intervention.	305.00	0.20	61.00
03/20/20	EB	Email, telephone call with R. Hickman re status and preparation/production of confidential materials; review docket re same.	305.00	0.20	61.00
03/23/20	ETD	Review order converting matter to electronic case.	435.00	0.10	43.50
03/23/20	EB	Review KPSC Orders re electronic conversion and KIUC intervention; emails re same.	305.00	0.40	122.00
03/24/20	EB	Review application re data requests in MRSM case; email exchanges with R. Hickman, T.	305.00	0.50	152.50

Case No. 2021-0061  
 Attachment 2 for Response to PSC 1-2

Witness: Paul G. Smith

03/25/20	ETD	Depp, et al. re same; review updated KPSC Order re COVID-19.	435.00	0.40	174.00
03/25/20	ETD	Review and analysis of Staff DRs; review and respond to emails with client and Mr. Buckley regarding same.	435.00	0.40	174.00
03/25/20	EB	Review Staff's first set of data requests; review application; email exchange and telephone call with T. Depp re same; review email from R. Hickman re same.	305.00	1.10	335.50
03/26/20	ETD	Review and respond to emails w/ Mr. Hickman and Mr. Buckley regarding work on data request responses.	435.00	0.30	130.50
03/26/20	EB	Review emails from M. Hoydick, R. Hickman, T. Depp, et al. re requests for information.	305.00	0.50	152.50
03/27/20	EB	Exchange emails with T. Depp, B. Herrick re requests for information.	305.00	0.30	91.50
03/31/20	ETD	Attention to status of data request filings; work regarding preparations for same; email with Mr. Hickman regarding same.	435.00	0.30	130.50
03/31/20	EB	Email exchanges with T. Depp, J. Wolfram, R. Hickman re data request responses.	305.00	0.40	122.00

Total Hours 14.40



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Federal ID: 31-0263070

Big Rivers Electric Corporation  
201 Third Street  
P.O. Box 24  
Henderson KY 42419-0024

May 5, 2020  
Invoice # 4479490

Billing Attorney - Edward Tip Depp

Client Number - 75569.12  
Matter: Ky. PSC Case No. 2019-00435; Environmental  
Compliance Plan - 2019

**Remittance Advice**

For Professional Services Rendered Through April 30, 2020:

Current Fee for Hours Worked	\$ 14,690.50
Attorney Costs	\$ 0.00
Current Total Due for Professional Services	<u>\$ 14,690.50</u>
Total Due for Current Professional Services	<u>\$ 14,690.50</u>

Coding: BRBALSHT 18668000 0314 0999 \$14690.50

Approved.  
-TAK 05-05-20

Approved - P Smith 5/5/20


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Cincinnati, Ohio 45263-9038

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Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Ky. PSC Case No. 2019-00435; Environmental Compliance Plan – 2019

May 5, 2020  
Invoice # 4479490

**Summary of Current Hours Worked**

<u>Timekeeper</u>	<u>Staff Level</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Carolyn M. Brown	Partner	1.20	460.00	\$ 552.00
Edward Tip Depp	Partner	13.10	435.00	\$ 5,698.50
Anna Claire Skinner	Associate	1.70	300.00	\$ 510.00
Evan Buckley	Associate	26.00	305.00	\$ 7,930.00
		<hr/>		
Total Hours / Fees		42.00		\$ 14,690.50
Current Amount Due This Invoice				\$14,690.50

**Detail of Current Hours Worked**

<u>Date</u>	<u>Tkpr</u>	<u>Description</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
04/01/20	ACS	Review email from E. Buckley regarding PSC information request on Wilson Agreed Order; edit response and send to C. Brown.	300.00	0.40	120.00
04/01/20	EB	Email exchanges with R. Hickman, et al. re draft data request responses; review and revise same; telephone call with T. Depp re same.	305.00	2.30	701.50
04/02/20	ETD	Work regarding data request responses; communications with legal team regarding same.	435.00	0.60	261.00
04/02/20	EB	Review and revise draft data request responses; email exchange and telephone call with T. Depp re same; emails with R. Hickman re same.	305.00	2.00	610.00
04/03/20	ETD	Work regarding data requests responses; communications with legal team regarding same.	435.00	0.90	391.50
04/03/20	EB	Email exchanges with R. Hickman, T. Depp re data request responses; revise same.	305.00	0.60	183.00
04/06/20	ETD	Review and respond to emails with legal team regarding review of data request responses; work regarding same.	435.00	2.80	1,218.00
04/06/20	EB	Summarize case update and email exchange with T. Depp re same; revise responses to requests for information; research re same; emails re same.	305.00	6.50	1,982.50
04/07/20	ETD	Communications with legal team regarding work on data requests; work regarding same.	435.00	1.00	435.00
04/07/20	CMB	Review email from E. Buckley regarding PSC testimony and conference with A.C. Skinner regarding comments; follow up email regarding Title V air permit revision timeframes.	460.00	0.80	368.00
04/07/20	ACS	Review and respond to questions from E. Buckley regarding PSC questions on environmental issues.	300.00	1.30	390.00
04/07/20	EB	Email exchanges with T. Kamuf, T. Depp, A.C. Skinner, et al. re data request responses; revise same.	305.00	1.50	457.50
04/08/20	ETD	Review and respond to emails with legal team regarding work on data requests responses; work regarding same.	435.00	1.00	435.00
04/08/20	CMB	Review follow up email from T. Depp regarding air permitting and PSC testimony; evaluate and respond.	460.00	0.40	184.00
04/08/20	EB	Email exchanges with R. Hickman, T. Kamuf, T. Depp, et al. re data request responses and research re same; draft Motion for Confidential Treatment.	305.00	2.50	762.50
04/09/20	ETD	Work regarding review and finalizing data request responses; communications with legal team regarding same	435.00	2.20	957.00
04/09/20	EB	Review and finalize responses to requests for information; finalize motion for confidential	305.00	2.70	823.50

Case No. 2021-00061  
 Attachment 2 for Response to PSC 1-2

Witness: Paul G. Smith

		treatment; emails with T. Kamuf, M. Pullen, T. Depp, et al.			
04/13/20	ETD	Attention to DR filing; review and respond to emails with Mr. Buckley regarding same.	435.00	0.40	174.00
04/13/20	EB	Email exchanges with R. Hickman, T. Kamuf, T. Depp re response to request for information; review as-filed response.	305.00	0.70	213.50
04/15/20	EB	Email exchanges with T. Depp, B. Herrick re confidential information and compilation of case documents.	305.00	0.60	183.00
04/16/20	ETD	Review and respond to emails with Mr. Hickman regarding initial DR response hard-copies.	435.00	0.10	43.50
04/21/20	ETD	Review PSC data requests; r/r to emails w/ Mr. Buckley and Mr. Hickman re same.	435.00	0.30	130.50
04/21/20	EB	Review KPSC Staff's Supplemental DRs; emails with T. Depp, R. Hickman re same.	305.00	0.60	183.00
04/23/20	ETD	Work re data request responses; commn's w/ legal team re same.	435.00	0.80	348.00
04/23/20	EB	Review emails from T. Depp, J. Wolfram re DR responses.	305.00	0.40	122.00
04/24/20	ETD	Communications w/ Mr. Buckley and Mr. Wolfram re draft DR responses; work re same.	435.00	0.70	304.50
04/24/20	EB	Email exchanges with T. Depp, J. Wolfram, R. Hickman re DR response; review same.	305.00	0.60	183.00
04/25/20	ETD	R/r to emails w/ Mr. Buckley re work on draft DR responses.	435.00	0.20	87.00
04/26/20	ETD	Review email fr Mr. Buckley re work on draft DR responses.	435.00	0.10	43.50
04/27/20	ETD	Work re draft DR responses; commn's w/ legal team re same.	435.00	1.10	478.50
04/27/20	EB	Revise draft DR responses; email exchanges with T. Depp, T. Kamuf re same.	305.00	3.50	1,067.50
04/30/20	ETD	Work re finalizing data request responses; commn's w/ legal team re same.	435.00	0.90	391.50
04/30/20	EB	Draft motion for confidential treatment; email exchanges with T. Kamuf, T. Depp re same; emails with T. Depp re data request responses.	305.00	1.50	457.50

Total Hours 42.00



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Federal ID: 31-0263070

Big Rivers Electric Corporation  
201 Third Street  
P.O. Box 24  
Henderson KY 42419-0024

June 3, 2020  
Invoice # 4507725

Billing Attorney - Edward Tip Depp

BRBALSHT 18668000 0314 0999 \$3996.80

Client Number - 75569.12  
Matter: Ky. PSC Case No. 2019-00435; Environmental  
Compliance Plan - 2019

**Remittance Advice**

For Professional Services Rendered Through May 31, 2020:

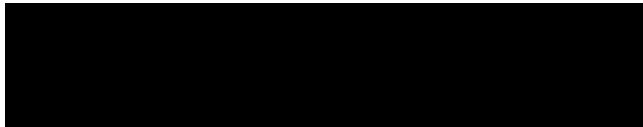
Current Fee for Hours Worked	\$ 3,041.00
Attorney Costs	\$ 955.80
Current Total Due for Professional Services	<u>\$ 3,996.80</u>
Total Due for Current Professional Services	<u>\$ 3,996.80</u>

**Payment Due on Receipt**

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Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Ky. PSC Case No. 2019-00435; Environmental Compliance Plan – 2019

June 3, 2020  
Invoice # 4507725

**Summary of Current Hours Worked**

<u>Timekeeper</u>	<u>Staff Level</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Edward Tip Depp	Partner	3.00	435.00	\$ 1,305.00
Anna Claire Skinner	Associate	0.50	300.00	\$ 150.00
Evan Buckley	Associate	5.20	305.00	\$ 1,586.00
		<hr/>	<hr/>	
Total Hours / Fees		8.70		\$ 3,041.00

**Summary of Current Attorney Costs Incurred**

Professional Services	\$ 955.80
Total Attorney Costs	\$955.80
Current Amount Due This Invoice	\$3,996.80

**Detail of Current Hours Worked**

<u>Date</u>	<u>Tkpr</u>	<u>Description</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
04/02/20	ACS	Respond to E. Buckley email regarding Wilson Agreed Order document request.	300.00	0.20	60.00
04/08/20	ACS	Draft and send email to E. Buckley responding to environmental questions.	300.00	0.30	90.00
05/01/20	EB	Revise and finalize responses to requests for information; telephone calls with T. Kamuf, J. Wolfram re same.	305.00	1.60	488.00
05/04/20	ETD	Attention to finalized/filed data request responses.	435.00	0.30	130.50
05/12/20	ETD	R/r to emails w/ Mr. Buckley re data request responses; t/c w/ Mr. Kamuf re same.	435.00	0.50	217.50
05/12/20	EB	Review of earlier DR responses and email exchange with T. Depp re same; review procedural schedule, record and compile notes re next steps and related considerations.	305.00	2.00	610.00
05/13/20	ETD	R/r to emails w/ legal team re analysis of remaining procedural schedule and potential submission on the record; work re same.	435.00	1.30	565.50
05/13/20	EB	Email exchanges with T. Depp, T. Kamuf re status and considerations; additional review of record/research re same.	305.00	1.30	396.50
05/15/20	ETD	T/c w/ Mr. Wolfram re upcoming procedural schedule and potential submission on the record.	435.00	0.20	87.00
05/20/20	ETD	T/c w/ Mr. Kamuf re status of case and submission for decision on the record after data request deadline expires.	435.00	0.10	43.50
05/26/20	ETD	R/r to emails w/ legal team re submission of case on the record; work re filing of same.	435.00	0.40	174.00
05/28/20	EB	Review email and attachment from M. Pullen; email exchanges with R. Hickman, T. Depp re same.	305.00	0.30	91.50
05/29/20	ETD	T/c w/ Mr. Buckley re draft Pullen update and plans re same.	435.00	0.20	87.00

Total Hours 8.70

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Federal ID: 31-0263070

Big Rivers Electric Corporation  
201 Third Street  
P.O. Box 24  
Henderson KY 42419-0024

June 30, 2020  
Invoice # 4518426

Billing Attorney - Edward Tip Depp

Client Number - 75569.12  
Matter: Ky. PSC Case No. 2019-00435; Environmental  
Compliance Plan - 2019

## Remittance Advice

For Professional Services Rendered Through June 30, 2020:

Current Fee for Hours Worked	\$ 244.00
Attorney Costs	\$ 0.00
Current Total Due for Professional Services	<u>\$ 244.00</u>
Total Due for Current Professional Services	<u>\$ 244.00</u>

BRBALSHT 18668000 0314 0999 \$244.00

Approved.  
-TAK 07-07-20

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Case No. 2021-00061  
Attachment 2 for Response to PSC 1-2  
Witness: Paul G. Smith  
Page 74 of 84

Dinsmore & Shohl LLP  
Client Number - 75569.12  
Matter: Ky. PSC Case No. 2019-00435; Environmental Compliance Plan - 2019

June 30, 2020  
Invoice # 4518426

**Summary of Current Hours Worked**

<u>Timekeeper</u>	<u>Staff Level</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Evan Buckley	Associate	0.80	305.00	\$ 244.00
		<hr/>		
Total Hours / Fees		0.80		\$ 244.00

Current Amount Due This Invoice                    \$244.00

Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Ky. PSC Case No. 2019-00435; Environmental Compliance Plan – 2019

June 30, 2020  
Invoice # 4518426

**Detail of Current Hours Worked**

<u>Date</u>	<u>Tkpr</u>	<u>Description</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
06/01/20	EB	Exchange emails with T. Kamuf, T. Depp, R. Hickman re request to submit; review, finalize, and electronically file same with KPSC.	305.00	0.60	183.00
06/08/20	EB	Review docket/calendar and prepare brief update re same.	305.00	0.20	61.00
Total Hours				<u>0.80</u>	



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Federal ID: 31-0263070

Big Rivers Electric Corporation  
201 Third Street  
P.O. Box 24  
Henderson KY 42419-0024

July 31, 2020  
Invoice # 4538955

Billing Attorney - Edward Tip Depp

**BRBALSHT 18668000 0314 0999 \$1733.65**

Client Number - 75569.12  
Matter: Ky. PSC Case No. 2019-00435; Environmental  
Compliance Plan - 2019

**Remittance Advice**

For Professional Services Rendered Through July 31, 2020:

Current Fee for Hours Worked	\$ 61.00
Attorney Costs	\$ 1,672.65
Current Total Due for Professional Services	<u>\$ 1,733.65</u>
Total Due for Current Professional Services	<u><u>\$ 1,733.65</u></u>

**Payment Due on Receipt**

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Dinsmore & Shohl LLP  
Client Number – 75369.12  
Matter: Ky. PSC Case No. 2019-00435; Environmental Compliance Plan – 2019

July 31, 2020  
Invoice # 4538955

**Summary of Current Hours Worked**

<u>Timekeeper</u>	<u>Staff Level</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Evan Buckley	Associate	0.20	305.00	\$ 61.00
		<hr/>		
Total Hours / Fees		0.20		\$ 61.00

**Summary of Current Attorney Costs Incurred**

Professional Services	\$ 1,672.65	
Total Attorney Costs	\$1,672.65	
Current Amount Due This Invoice	\$1,733.65	

Dinsmore & Shohl LLP  
Client Number – 75569.12  
Matter: Ky. PSC Case No. 2019-00435; Environmental Compliance Plan – 2019

July 31, 2020  
Invoice # 4538955

**Detail of Current Hours Worked**

<u>Date</u>	<u>Tkpr</u>	<u>Description</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
07/02/20	EB	Email exchange with T. Depp re case status.	305.00	0.20	61.00

Total Hours 0.20



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Federal ID: 31-0263070

Big Rivers Electric Corporation  
201 Third Street  
P.O. Box 24  
Henderson KY 42419-0024

September 3, 2020  
Invoice # 4562356

**BRBALSHT 18231600 0314 0999 \$13942.50**

Billing Attorney - Edward Tip Depp

Client Number - 75569.12  
Matter: Ky. PSC Case No. 2019-00435; Environmental  
Compliance Plan - 2019

### Remittance Advice

For Professional Services Rendered Through August 31, 2020:

Current Fee for Hours Worked	\$ 13,942.50
Attorney Costs	\$ 0.00
Current Total Due for Professional Services	<u>\$ 13,942.50</u>
Total Due for Current Professional Services	<u><u>\$ 13,942.50</u></u>

### Payment Due on Receipt

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Dinsmore & Shohl LLP  
Client Number - 75569.12  
Matter: Ky. PSC Case No. 2019-00435; Environmental Compliance Plan - 2019

September 3, 2020  
Invoice # 4562356

**Summary of Current Hours Worked**

<u>Timekeeper</u>	<u>Staff Level</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Edward Tip Depp	Partner	12.70	435.00	\$ 5,524.50
Evan Buckley	Associate	27.60	305.00	\$ 8,418.00
		<hr/>		
		<b>Total Hours / Fees</b>	<b>40.30</b>	<b>\$ 13,942.50</b>

**Current Amount Due This Invoice \$13,942.50**

**Detail of Current Hours Worked**

<u>Date</u>	<u>Tkpr</u>	<u>Description</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
08/06/20	ETD	Review and analysis of confidentiality and final substantive order in ECP application; communications with client and Mr. Buckley regarding same; prepare email to Mr. Wolfram regarding same.	435.00	1.20	522.00
08/06/20	EB	Review final Order; review Orders re confidentiality; email exchanges with R. Hickman, T. Depp, T. Kamuf, et al. re same; notes re same.	305.00	1.70	518.50
08/07/20	ETD	Communications with client and Mr. Buckley regarding confidentiality order, scope of same, and analysis of whether rehearing may be appropriate; review and respond to emails with Mr. Kamuf and Mr. Buckley regarding conditional grant of CPCN for Coleman Station.	435.00	2.00	870.00
08/07/20	EB	Email exchanges with T. Depp, T. Kamuf, M. Pullen, R. Hickman, et al. re confidentiality, order implications, etc.; review documents, research and notes re same.	305.00	3.80	1,159.00
08/10/20	ETD	Review and respond to emails with Mr. Pullen and Mr. Kamuf regarding confidentiality considerations and possible teleconference to discuss same; review and respond to emails with Mr. Buckley regarding research regarding same.	435.00	1.30	565.50
08/10/20	EB	Review emails from M. Pullen, T. Kamuf, T. Depp re confidentiality of costs under Open Records Act/KPSC precedent; initial research re same; review nunc pro tunc Order.	305.00	0.70	213.50
08/11/20	EB	Research re confidentiality of costs under Open Records Act/KPSC precedent. Email exchange with T. Depp regarding final order, other developments.	305.00	2.40	732.00
08/12/20	ETD	Communications with client regarding confidentiality considerations; work regarding analysis of same; review and respond to emails with Mr. Buckley regarding research on same.	435.00	0.80	348.00
08/12/20	EB	Continue research and email exchange with T. Depp re confidentiality of costs; review emails from M. Pullen, et al. re same.	305.00	3.60	1,098.00
08/13/20	ETD	Teleconference with client regarding confidentiality considerations and potential motion for rehearing regarding same; communications with Mr. Buckley regarding same; review research regarding same.	435.00	1.00	435.00
08/13/20	EB	Telephone call with T. Kamuf, M. Pullen, T. Depp re possible motion for rehearing; notes and begin outline of same re confidentiality of costs.	305.00	0.90	274.50
08/17/20	EB	Research and drafting of M. for Rehearing re	305.00	2.20	<del>671.00</del>

		confidential information.			
08/18/20	ETD	Communications with Mr. Buckley regarding work on draft motion for rehearing of confidentiality issue.	435.00	0.30	130.50
08/18/20	EB	Complete draft of M. for Rehearing re confidential information; research re same; email exchange with T. Depp re same.	305.00	4.50	1,372.50
08/19/20	ETD	Wor regarding review and revision of draft motion for rehearing on confidentiality order; communications with Mr. Buckley and client regarding same.	435.00	2.90	1,261.50
08/19/20	EB	Revise draft M. for Rehearing re confidential information and emails with T. Depp, et al. re same.	305.00	2.20	671.00
08/20/20	ETD	Review ordering paragraph 15 filing; work regarding draft motion for confidentiality on project estimate data; communications with Mr. Kamuf, Mr. Pullen, and Mr. Buckley regarding same.	435.00	1.30	565.50
08/20/20	EB	Review emails and proposed revisions from M. Pullen, T. Kamuf re draft motion for rehearing; email exchange and telephone call with T. Depp re same; begin revising same; review compliance filing made with KPSC.	305.00	1.40	427.00
08/21/20	ETD	Communications with Mr. Pullen and Mr. Buckley regarding work on draft motion for rehearing.	435.00	0.30	130.50
08/22/20	ETD	Communications with Mr. Buckley regarding work on revisions to draft motion for rehearing on confidentiality of project cost estimates.	435.00	0.20	87.00
08/22/20	EB	Revise draft motion for rehearing and research re same; email exchanges with T. Depp, J. Wolfram re same.	305.00	2.20	671.00
08/23/20	ETD	Communications with Mr. Buckley regarding work on revisions to draft motion for rehearing on confidentiality of project cost estimates.	435.00	0.30	130.50
08/23/20	EB	Email exchanges with T. Depp, J. Wolfram re draft M. for Rehearing, O&M costs, etc.	305.00	0.50	152.50
08/24/20	ETD	Review, revise, and work on draft motion for rehearing on confidentiality issue; communications with client and Mr. Buckley regarding same.	435.00	1.10	478.50
08/24/20	EB	Exchange emails with B. Berry, T. Kamuf, M. Pullen, T. Depp, et al. re revision of motion for rehearing; revise same.	0.00	0.00	0.00
08/25/20	EB	Exchange emails with B. Berry, T. Depp, et al. re finalization and filing of motion for rehearing; draft cover letter re same; electronically file same with KPSC; email exchange with T. Depp re same.	305.00	1.50	457.50

Dinsmore & Shohl LLP  
Client Number - 75569.12  
Matter: Ky. PSC Case No. 2019-00435; Environmental Compliance Plan - 2019

September 3, 2020  
Invoice # 4562356

Total Hours 40.30

**BIG RIVERS ELECTRIC CORPORATION**  
**ELECTRONIC APPLICATION OF**  
**BIG RIVERS ELECTRIC CORPORATION**  
**FOR ANNUAL REPORT ON MRSM CREDIT**  
**CASE NO. 2021-00061**

**Response to Commission Staff's**  
**First Request for Information**  
**dated March 16, 2021**

**March 29, 2021**

1 **Item 3)**      *Refer to the Application, the Direct Testimony of John Wolfram,*  
2 *Exhibit Wolfram-8, page 1. Both filed cost of service studies indicated that,*  
3 *for both rate classes, the energy rate is greater than the cost based rate and*  
4 *the demand rate is less than the cost based rate. Explain whether BREC*  
5 *believes a revenue neutral rate design is needed to bring the rates more in*  
6 *line with the cost to serve.*

7

8 **Response)** Big Rivers is not proposing or recommending to change its rate design  
9 for the rural class, large industrial class, or both.

10            Big Rivers and its Members believe that any adjustment in the rate design  
11 should ensure revenue neutrality, and avoid unintended consequences for Big Rivers,  
12 its Members, the Members' retail consumers, and the local economies within the  
13 Members' service areas. For example, Big Rivers should be assured that the adjusted  
14 rate design is revenue neutral based on customer loads, and known changes in  
15 customer load should be taken into account, including large customers who have

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1 reduced or ceased taking electric service,<sup>1</sup> and planned reductions attributable to  
2 behind-the-meter generation.

3 A revenue neutral rate design change for Big Rivers could result in a shift in  
4 revenues from one of Big Rivers' Members to another Member. Any Member facing  
5 a reduction in revenue as a result of a wholesale rate design change would be forced  
6 to seek a retail rate increase, and could not just seek a pass through of the wholesale  
7 rate change. Such a retail rate increase could have unintended consequences for  
8 retail customers and the local economy.

9 Thus, the potential effect on the economy should be taken into account when  
10 considering whether to implement a wholesale rate design change, including the  
11 effect on retail customers severely impacted by the pandemic; and if a change is  
12 implemented, certain industries should be considered for exclusion from any rate  
13 change in order to avoid additional economic stress, *e.g.*, coal mining operations and  
14 other fossil fuel customers.

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<sup>1</sup> Several of the Large Industrial customers on the Big Rivers system reduced operations, shut down, or otherwise terminated their retail electric service contracts as a result of the economic downturn in 2020, including the Hartshorne coal mine, three coal mines owned by affiliates of Murray Energy, and a related loading dock owned by a Murray Energy-affiliate.

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1           Finally, if a rate design change is implemented, retail customers should be  
2 assured that any adjustment will be implemented so as to avoid rate shock, which  
3 can be mitigated through the concept of gradualism.

4

5

6 **Witness)**   Paul G. Smith

7



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1 **Item 4)**     *Based on BREC's financial planning, provide the forecasted*  
2 *margins and resulting Times Interest Earned Ratio (TIER) for the next five*  
3 *years.*

4

5 **Response)** The table below provides the forecasted margins and TIER for the next  
6 five (5) years.

7

<b>Big Rivers Electric Corporation</b>									
<b>Forecasted Margins and TIER – 2021 – 2025</b>									
<b>(\$ in Millions)</b>									
	2021		2022		2023		2024		2025
Pre-TIER Credit Net Margins									
- TIER Credit									
= Reported Net Margins									
Pre-TIER Credit TIER									
Reported TIER									

8

9 Note: Above amounts exclude Member equity utilization.

10

11

12 **Witness)**   Paul G. Smith

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1 **Item 5)**     *In Case No. 2021-00079,<sup>2</sup> BREC is seeking an Order to allow for*  
2 *the establishment of a regulatory asset to defer recognition of the costs BREC*  
3 *expects to incur as a result of the retirement of certain Green Station assets.*  
4 *In addition, BREC is requesting that the Commission include the proposed*  
5 *regulatory asset in the Smelter Loss Mitigation Regulatory Assets. Explain*  
6 *whether BREC believes, with the addition of the proposed regulatory asset,*  
7 *the current minimum balance of \$9.0 million for the regulatory liability will*  
8 *provide adequate funds to ensure BREC maintains a TIER of 1.30.*

9

10 **Response)** Yes, Big Rivers believes the minimum regulatory liability balance of  
11 \$9.0 million approved in Case No. 2020-00064<sup>3</sup> provides adequate funds to ensure a  
12 TIER of 1.30 is maintained.

13

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<sup>2</sup> Case No. 2021-00079, *Electronic Application of Big Rivers Electric Corporation for a Certificate of Public Convenience and Necessity Authorizing the Conversion of the Green Station Units to Natural Gas-Fired Units and an Order Approving the Establishment of a Regulatory Asset* (filed Mar. 1, 2021).

<sup>3</sup> See *In the Matter of: Electronic Application of Big Rivers Electric Corporation for Approval to Modify its MRSM Tariff, Cease Deferring Depreciation Expenses, Establish Regulatory Assets, Amortize Regulatory Assets, and Other Appropriate Relief*, Case No. 2020-00064. Application filed February 28, 2020.

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1

2 **Witness)** Paul G. Smith

3