

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

Electronic Application Of Kentucky Utilities)	
Company For A Certificate Of Public Convenience)	
And Necessity For The Construction Of)	Case No. 2022-00066
Transmission Facilities In Hardin County, Kentucky)	

Frank D. Brown and Martha V. Brown’s Motion to for Expert Witness to Participate Virtually at June 1, 2022 Hearing

Frank D. Brown and Martha V. Brown (together, “the Browns”) move the Kentucky Public Service Commission to **issue an order on or before May 24, 2022** allowing their expert witness, Güneş Demirbaş of G-Tower, PLLC (“G-Tower”) to attend remotely by videoconference the hearing scheduled for June 1, 2022. The Browns respectfully request an order on or before May 24, 2022 so that there is sufficient time to make travel arrangements for Mr. Demirbaş if necessary.

G-Tower is based in Boulder, Colorado, but has offices and operations in Canada, Turkey, and Chile. Mr. Demirbaş is based in G-Tower’s Turkey offices for certain periods of time each year and will be located in Turkey on June 1, 2022. While it is possible for Mr. Demirbaş to travel to Frankfort, Kentucky to appear in person if necessary, the Browns respectfully request that the Commission allow Mr. Demirbaş to attend the June 1, 2022 hearing remotely in order to significantly reduce Mr. Demirbaş’ travel expenses (which will ultimately be borne by the Browns) and potential difficulties that may arise with international travel. In addition, travel to the hearing could be problematic due to the ongoing COVID-19 pandemic and related international travel requirements.¹

¹ Currently, all travelers from Turkey to the United States must comply with all re-entry requirements, including presenting a negative COVID-19 test within one day of travelling to the United States. See <https://tr.usembassy.gov/covid-19-information->

The Browns were required to retain the services of G-Tower to support their case for an alternate route for the Glendale West 345 kV Transmission Line after experiencing significant difficulties in discussing the same with Kentucky Utilities Company (“KU”) prior to and during the course of this proceeding.² Although the Browns have expressed to KU their opposition to the proposed route through the middle of their property, as well as proposed alternate routes to KU, it was not until May 11, 2022 (after the Browns were required to retain G-Tower and one day before the Browns’ testimony was due) that KU gave any indication that it may be willing to consider one of the Browns’ proposed alternate routes for the transmission line.³ The Browns already have incurred significant expense in retaining an expert to support their case, and the cost for Mr. Demirbaş to appear in person at the June 1, 2022 hearing would only increase that already significant expense.

Mr. Demirbaş is equipped with the facilities and technology to participate remotely by videoconference. The undersigned has successfully communicated with him on multiple occasions by videoconference. Should the Commission grant this motion to appear remotely, neither the Commission nor any party will be prejudiced thereby. If requested, Mr. Demirbaş can also be available to participate in any pre-hearing ‘dry-runs’ required by the Commission to ensure a successful virtual participation.

For the foregoing reasons, the Browns respectfully request that Mr. Demirbaş be allowed to attend the June 1 hearing remotely to significantly reduce the expense and difficulties associated with international travel to the hearing.

[2/#:~:text=Your%20negative%20test%20result%20must,24%20hours%20before%20your%20departure.](#) (last accessed May 17, 2022).

² See Direct Testimony of Allen Summers at 6-8 (filed May 12, 2022).

³ *Id.* at 8-9.

Counsel for the Browns, Katie M. Glass and Morgan Ward, as well as Brown witnesses Allen Summers and Michael Billings, will appear at the hearing in person in the Richard Raff Hearing Room.

WHEREFORE, Frank D. Brown and Martha V. Brown respectfully request the Commission to enter an Order **on or before May 24, 2022**:

1. Allowing Güneş Demirbaş of G-Tower, PLLC to participate remotely by videoconference on behalf of the Browns at the hearing scheduled for June 1, 2022; and
2. Granting the Browns all further relief to which they may be entitled.

Respectfully submitted,



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