



Legal Counsel.

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July 18, 2022

Via Electronic Filing

Linda C. Bridwell
Executive Director
Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, Kentucky 40601

Re: Electronic Investigation of the Proposed Pole Attachment Tariffs of the Rural Electric Cooperative Corporations, Case No. 2022-00106

Dear Executive Director Bridwell:

On July 11, 2022, Big Rivers Electric Corporation; Big Sandy R.E.C.C.; Blue Grass Energy Cooperative Corp.; Clark Energy Cooperative, Inc.; Cumberland Valley Electric, Inc.; Farmers R.E.C.C.; Fleming-Mason Energy Cooperative, Inc.; Grayson R.E.C.C.; Inter-County Energy Cooperative Corporation; Jackson Energy Cooperative Corporation; Jackson Purchase Energy Corporation; Kenergy Corp.; Licking Valley R.E.C.C.; Meade County R.E.C.C.; Nolin R.E.C.C.; Owen Electric Cooperative, Inc.; Salt River Electric Cooperative Corp.; Shelby Energy Cooperative, Inc.; South Kentucky R.E.C.C.; and Taylor County R.E.C.C. (collectively, the “RECCs”) timely filed their rebuttal testimony in accordance with the procedural schedule attached as an Appendix to the March 30, 2022 order of the Public Service Commission of the Commonwealth of Kentucky (the “Commission”). The procedural schedule directed that any request for a hearing or a request that the case be submitted for decision based on the record be filed by July 18, 2022.

In its June 3, 2022 order in this matter, the Commission further directed that – no later than July 18, 2022 – the “[p]arties shall jointly or separately state their positions, if any, regarding briefing, including the order and timing of briefing.” There are no further items remaining on the procedural schedule in this matter.

Having conferred among themselves and with the intervenors in this matter, the Kentucky Broadband and Cable Association (“KBCA”) and BellSouth Telecommunications, LLC d/b/a AT&T Kentucky (“AT&T Kentucky”), and in accordance with the Commission’s March 30 and June 3 orders, the RECCs state as follows.

- **The RECCs request that the case be submitted for decision based on the record.** KBCA and AT&T have indicated to the RECCs that they, likewise, do not believe a hearing is necessary. Public comment and discussion regarding the regulation has been ongoing since at least February of 2020, and it appears that the record is replete with facts upon which the Commission may now determine whether the tariffs proposed by the RECCs are fair, just, and reasonable. Consequently, and as a matter of administrative efficiency, the RECCs request that the case be submitted for decision based on the record.
- **The RECCs do not believe that briefing is necessary.** For the same reasons as identified above, the RECCs do not believe that briefing is necessary, and AT&T has indicated to the RECCs that it believes likewise. If, however, the Commission determines that briefing would be beneficial to its consideration of this matter, the RECCs respectfully request that the Commission: (i) specify which limited issues it believes should be addressed; and (ii) limit briefing to simultaneous briefs (without reply) to be filed within twenty-one (21) days of any such order.

The RECCs are electronically filing this letter today. This letter constitutes the Read 1st file required by 807 KAR 5:001 Section 8(5). The Commission has excused no parties to this proceeding from its electronic filing procedures.

Thank you, and please call with any questions.

Sincerely Yours,

DINSMORE & SHOHL LLP

/s/ Edward T. Depp

Edward T. Depp

cc: M. Evan Buckley, Esq.
R. Brooks Herrick, Esq.

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Certification

I hereby certify that a copy of this Read 1st Letter has been served electronically on all parties of record through the use of the Commission's electronic filing system, and there are currently no parties that the Commission has excused from participation by electronic means. Pursuant to the Commission's July 22, 2021 Order in Case No. 2020-00085, a paper copy of this filing has not been transmitted to the Commission.

/s/ Edward T. Depp_____

Edward T. Depp

ETD/kwi

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