



June 3, 2022

Ms. Linda Bridwell  
Executive Director  
Public Service Commission of Kentucky  
211 Sower Boulevard  
Frankfort, Kentucky 40602

**PPL Services Corporation**  
Office of General Counsel  
220 West Main Street  
Louisville, Kentucky 40202

Allyson K. Sturgeon  
Vice President & Deputy  
General Counsel-Regulatory  
T: 502-627-2088  
Asturgeon@pplweb.com

**RE: Electronic Application of Kentucky Utilities Company for a Certificate of Public Convenience and Necessity Authorizing KU to Bid on a Franchise Established by the City of Liberty, Case No. 2022-00143**

Dear Ms. Bridwell:

Enclosed please find an Electronic Application for a Certificate of Public Convenience and Necessity ("CPCN"), to enable Kentucky Utilities Company (the "Company") to apply for an electric franchise with the City of Liberty (the "City") pursuant to KRS 278.020(4). Pursuant to Ordinance No. 22-O-01, the City Council of Liberty, Kentucky was directed to advertise for bids for the sale of an electric franchise in the City. The Company asks that the Commission enter an Order granting a CPCN to bid for and acquire a franchise from the City on or before July 1, 2022. For many years, the Company has been the owner of a franchise granted by the City to erect facilities for providing electric service to the City and the inhabitants thereof. The franchise to be obtained will replace the previous franchise.

In accordance with the Commission's Order of December 2, 2021 in Case No. 2020-00085 (Electronic Emergency Docket Related to the Novel Coronavirus COVID-19), this is to certify that the electronic filing has been transmitted to the Commission on June 3, 2022, and that there are currently no parties in this proceeding that the Commission has excused from participation by electronic means.

Very truly yours,

A handwritten signature in blue ink that reads 'Allyson K. Sturgeon'. The signature is written in a cursive, flowing style.

Allyson K. Sturgeon  
Vice President & Deputy General Counsel-Regulatory

**BEFORE THE  
KENTUCKY PUBLIC SERVICE COMMISSION**

**In the Matter of:**

**ELECTRONIC APPLICATION OF KENTUCKY )  
UTILITIES COMPANY FOR A CERTIFICATE OF PUBLIC )  
CONVENIENCE AND NECESSITY AUTHORIZING KU ) CASE NO. 2022-00143  
TO BID ON A FRANCHISE ESTABLISHED BY THE CITY )  
OF LIBERTY, KENTUCKY )**

**APPLICATION**

The Applicant, Kentucky Utilities Company (“KU”), respectfully states as follows:

1. The full name and mailing address of KU is Kentucky Utilities Company, One Quality Street, Lexington, Kentucky 40507. KU may be reached by electronic mail at the electronic mail addresses of its counsel set forth below.

2. KU is a utility engaged in the electric business. KU generates and purchases electricity, and distributes and sells electricity at retail in the following counties in Central, Northern, Southeastern, and Western Kentucky:

Adair	Edmonson	Jessamine	Ohio
Anderson	Estill	Knox	Oldham
Ballard	Fayette	Larue	Owen
Barren	Fleming	Laurel	Pendleton
Bath	Franklin	Lee	Pulaski
Bell	Fulton	Lincoln	Robertson
Bourbon	Gallatin	Livingston	Rockcastle
Boyle	Garrard	Lyon	Rowan
Bracken	Grant	Madison	Russell
Bullitt	Grayson	Marion	Scott
Caldwell	Green	Mason	Shelby
Campbell	Hardin	McCracken	Spencer
Carlisle	Harlan	McCreary	Taylor

Carroll	Harrison	McLean	Trimble
Casoy	Hart	Mercer	Union
Christian	Eubank	Montgomery	Washington
Clark	Henry	Muhlenberg	Webster
Clay	Hickman	Nelson	Whitley
Crittenden	Hopkins	Nicholas	Woodford
Daviess			

3. The instant filing is made in accordance with Section 278.020(4) of the Kentucky Revised Statutes.

4. KU was incorporated in Kentucky on August 17, 1912, and in Virginia on November 26, 1991 (and effective as of December 1, 1991), and is in good corporate standing in both states. A copy of the Certificate is attached as Exhibit B.

5. Pursuant to 807 KAR 5:001 Section 8, on May 16, 2022, KU filed with the Commission notice of its intent to use electronic filing procedures in this proceeding. Copies of all orders, pleadings, and other communications related to this proceeding should be directed to:

Sara V. Judd  
Senior Counsel  
LG&E and KU Services Company  
220 West Main Street  
Louisville, Kentucky 40202  
sara.judd@lge-ku.com

Allyson K. Sturgeon  
Vice President & Deputy General Counsel-Regulatory  
PPL Services Corporation  
220 West Main Street  
Louisville, Kentucky 40202  
asturgeon@pplweb.com

Rick E. Lovekamp  
Manager – Regulatory Strategy/Policy  
LG&E and KU Services Company  
220 West Main Street  
Louisville, Kentucky 40202  
rick.lovekamp@lge-ku.com

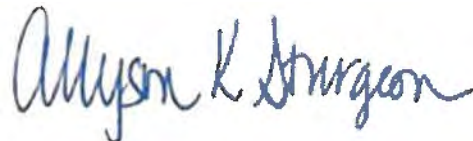
6. Receipt of the requested certificate will allow KU to pursue its bid on a new franchise for which the City of Liberty, Kentucky (the "City") has solicited bids pursuant to resolution or ordinance and advertisement, a copy of which is attached hereto as Exhibit A.

7. There is and will continue to be a demand and need for electric service in the areas of the City subject to the franchise, and KU desires to obtain a franchise in accordance with the bidding protocol established by the City.

8. Should KU be successful in acquiring said franchise, it will file copies thereof with the Commission.

WHEREFORE, Kentucky Utilities Company asks that the Commission enter an Order granting to KU a Certificate of Public Convenience and Necessity to bid for and acquire a franchise from the City on or before July 1, 2022.

Dated at Louisville, Kentucky, this 3<sup>rd</sup> day of June, 2022.



Allyson K. Sturgeon  
Vice President & Deputy General Counsel-  
Regulatory  
PPL Services Corporation  
220 West Main Street  
Louisville, Kentucky 40202  
asturgeon@pplweb.com

## **Exhibit A**

**COMMONWEALTH OF KENTUCKY  
CITY OF LIBERTY**

**ORDINANCE NO. 22 - O - 01**

**AN ORDINANCE CREATING A FRANCHISE FOR THE ERECTION, LAYING AND MAINTENANCE OF ELECTRIC FACILITIES AND APPURTENANT FACILITIES AND EQUIPMENT IN, ALONG AND ACROSS THE PUBLIC WAYS, ROADS, STREETS, ALLEYS AND OTHER PUBLIC PLACES IN THE CITY OF LIBERTY, KENTUCKY; FOR FURNISHING AND SELLING ELECTRICITY BY MEANS OF SAID FACILITIES; AND PROVIDING FOR THE SALE OF SAID FRANCHISE.**

**WHEREAS**, the City of Liberty (“City”) wishes to ensure that electric service continues to be furnished to its citizens in a reliable and efficient manner;

**WHEREAS**, the City is aware that the provision of such service requires the continued use of public streets, ways, alleys and other public places;

**WHEREAS**, the franchise granted to and acquired by Kentucky Utilities Company on November 3, 2017, under which that utility provided such service, will expire by its terms; November 3, 2022.

**WHEREAS**, the City wishes to provide for the sale of a new franchise for the benefit of its citizenry, giving effect to Section 96.010 of the Kentucky Revised Statutes;

**NOW, THEREFORE, BE IT ORDAINED** as follows:

Section 1. An exclusive franchise (“Franchise”) to use the City’s public rights-of-way, as described in the Franchise Agreement attached to this Ordinance, is hereby created.

Section 2. The Franchise created by this Ordinance shall be bid in accordance with the applicable requirements of the Constitution of the Commonwealth of Kentucky and Chapter 424 of the Kentucky Revised Statutes, as well as any applicable City ordinances.

Section 3. The Franchise created by this Ordinance shall be awarded to the highest and best bidder as shall be determined by the City in its sole discretion. In awarding the Franchise, the City shall consider the technical, managerial, and financial qualifications of the bidder to perform its obligations under the Franchise.

Section 4. The winning bidder and the City shall negotiate, execute and be bound by a Franchise Agreement with terms identical to, or substantially identical to, the Franchise Agreement referenced in Section 1 above and attached hereto, such Agreement to contain terms “that are fair and reasonable to the City, to the purchaser of the Franchise and to the patrons of the utility” (KRS Section 96.010). Such Franchise Agreement shall become effective with the first billing cycle on or after the expiration of the existing franchise agreement, to allow the City and the winning bidder to develop appropriate procedures for identifying and reviewing the electric-consuming entities within the City’s corporate limits.

Section 5. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section 6. Should any section, clause, line, paragraph, or part of this Ordinance or the attached Agreement be held unconstitutional or invalid for any reason, the same shall not affect the remainder of this Ordinance or the attached Agreement, as applicable.

Section 7. Time is of the essence in carrying out the terms and the provisions of this Ordinance and the Franchise created herein.

Section 8. This Ordinance shall become effective from and after its passage and publication.

Read at a meeting of the Liberty City Council on the \_\_11<sup>th</sup>\_\_ day of \_\_\_\_\_April\_\_\_\_\_, 2022; a second reading was held on the \_\_10th\_\_ day of \_\_\_\_\_May\_\_\_\_\_, 2022; said Ordinance was READ and APPROVED on the \_10th\_\_ day of \_\_\_\_\_May\_\_\_\_\_, 2022.

  
\_\_\_\_\_  
Steven Brown, Mayor

ATTESTED BY:

  
\_\_\_\_\_  
Bridgett Blake, City Clerk

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Jobs NEED TO FILL THAT VACANT POSITION? Hundreds of people read the classifieds looking for a career.

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<p><b>ATTENTION HOMEOWNERS!</b> YES! CAN PROTECT YOUR APPLIANCES AND SYSTEMS. Call 1-800-765-3862 for more info.</p>	<p><b>HOME SERVICES</b> Looking for a new service? We can help you find the best service. Call 1-800-765-3862 for more info.</p>	<p><b>0150 ANIMAL ESTATE SALES</b> Looking for a new animal? We can help you find the best animal. Call 1-800-765-3862 for more info.</p>	<p><b>POLE BUILDING</b> Custom Built Pole Buildings for any home. Call 1-800-765-3862 for more info.</p>	<p><b>EXPLORE THE CLASSIFIEDS!</b> Explore the classifieds for more information. Call 1-800-765-3862 for more info.</p>	<p><b>215 Taylor Avenue, Lebanon KY 40033</b> Call 1-800-765-3862 for more info.</p>
<p><b>ATTENTION MEN ALL AGES!</b> Looking for a new service? We can help you find the best service. Call 1-800-765-3862 for more info.</p>	<p><b>FRANCHISE FOR POWER GENERATION</b> Looking for a new franchise? We can help you find the best franchise. Call 1-800-765-3862 for more info.</p>	<p><b>2000 EMPLOYMENT</b> Looking for a new job? We can help you find the best job. Call 1-800-765-3862 for more info.</p>	<p><b>2000 EMPLOYMENT</b> Looking for a new job? We can help you find the best job. Call 1-800-765-3862 for more info.</p>	<p><b>2000 EMPLOYMENT</b> Looking for a new job? We can help you find the best job. Call 1-800-765-3862 for more info.</p>	<p><b>2000 EMPLOYMENT</b> Looking for a new job? We can help you find the best job. Call 1-800-765-3862 for more info.</p>
<p><b>BATH &amp; SHOWER UPDATES</b> Looking for a new service? We can help you find the best service. Call 1-800-765-3862 for more info.</p>	<p><b>COMPUTER &amp; TRAINING</b> Looking for a new service? We can help you find the best service. Call 1-800-765-3862 for more info.</p>	<p><b>TRAIN ONLINE TO DO MEDICAL</b> Looking for a new service? We can help you find the best service. Call 1-800-765-3862 for more info.</p>	<p><b>2000 EMPLOYMENT</b> Looking for a new job? We can help you find the best job. Call 1-800-765-3862 for more info.</p>	<p><b>2000 EMPLOYMENT</b> Looking for a new job? We can help you find the best job. Call 1-800-765-3862 for more info.</p>	<p><b>2000 EMPLOYMENT</b> Looking for a new job? We can help you find the best job. Call 1-800-765-3862 for more info.</p>
<p><b>DENTAL INSURANCE</b> Looking for a new service? We can help you find the best service. Call 1-800-765-3862 for more info.</p>	<p><b>DENTAL INSURANCE</b> Looking for a new service? We can help you find the best service. Call 1-800-765-3862 for more info.</p>	<p><b>2000 EMPLOYMENT</b> Looking for a new job? We can help you find the best job. Call 1-800-765-3862 for more info.</p>	<p><b>2000 EMPLOYMENT</b> Looking for a new job? We can help you find the best job. Call 1-800-765-3862 for more info.</p>	<p><b>2000 EMPLOYMENT</b> Looking for a new job? We can help you find the best job. Call 1-800-765-3862 for more info.</p>	<p><b>2000 EMPLOYMENT</b> Looking for a new job? We can help you find the best job. Call 1-800-765-3862 for more info.</p>
<p><b>DIRECT TV</b> Looking for a new service? We can help you find the best service. Call 1-800-765-3862 for more info.</p>	<p><b>DIRECT TV</b> Looking for a new service? We can help you find the best service. Call 1-800-765-3862 for more info.</p>	<p><b>2000 EMPLOYMENT</b> Looking for a new job? We can help you find the best job. Call 1-800-765-3862 for more info.</p>	<p><b>2000 EMPLOYMENT</b> Looking for a new job? We can help you find the best job. Call 1-800-765-3862 for more info.</p>	<p><b>2000 EMPLOYMENT</b> Looking for a new job? We can help you find the best job. Call 1-800-765-3862 for more info.</p>	<p><b>2000 EMPLOYMENT</b> Looking for a new job? We can help you find the best job. Call 1-800-765-3862 for more info.</p>
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CATCH THEM HERE!



**Exhibit B**

**[See Attached]**

**Commonwealth of Kentucky  
Michael G. Adams, Secretary of State**

Michael G. Adams  
Secretary of State  
P. O. Box 718  
Frankfort, KY 40602-0718  
(502) 564-3490  
<http://www.sos.ky.gov>

**Certificate of Existence**

Authentication number: 225108  
Visit <https://app.sos.ky.gov/show/certificate.aspx> to authenticate this certificate.

I, Michael G. Adams, Secretary of State of the Commonwealth of Kentucky, do hereby certify that according to the records in the Office of the Secretary of State,

**KENTUCKY UTILITIES COMPANY**

is a corporation duly incorporated and existing under KRS Chapter 14A and KRS Chapter 271B, whose date of incorporation is August 17, 1912 and whose period of duration is perpetual.

I further certify that all fees and penalties owed to the Secretary of State have been paid; that Articles of Dissolution have not been filed; and that the most recent annual report required by KRS 14A.6-010 has been delivered to the Secretary of State.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal at Frankfort, Kentucky, this 7<sup>th</sup> day of January, 2020, in the 228<sup>th</sup> year of the Commonwealth.



*Michael G. Adams*

Michael G. Adams  
Secretary of State  
Commonwealth of Kentucky  
225108/0028494