



Gregory T. Dutton

Member

502.779.8557 (t)

502.581.1087 (f)

gdupton@fbtlaw.com

July 12, 2023

Linda Bridwell,
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, KY 40601

Re: In the matter of the Electronic Application of Hummingbird Energy LLC for a Certificate of Construction for an Approximately 200 Megawatt Merchant Electric Solar Generating Facility and Nonregulated Electric Transmission Line in Fleming County, Kentucky Pursuant to KRS 278.700 and 807 KAR 5:100; Case No. 2022-00272.

Dear Ms. Bridwell,

On behalf of the Applicant, Hummingbird Energy LLC, please find attached a copy of Applicant's Motion for Deviation from Setback Requirements.

This cover letter serves to certify that the foregoing electronic filing is a true and accurate copy of the document being filed in paper medium; that the electronic filing was transmitted to the Commission on July 12, 2023; that there are currently no parties that have been excused from participation by electronic means in this proceeding; and in accordance with the Kentucky Public Service Commission's Order dated July 22, 2021, that a copy of the filing in paper medium will not be filed with the Siting Board.

Please don't hesitate to contact me if you have any questions.

Sincerely,

A handwritten signature in blue ink that reads "Gregory T. Dutton".

Gregory T. Dutton