

**COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION**

In the Matter of:

ELECTRONIC APPLICATION OF)	
BLUEGRASS WATER UTILITY)	
OPERATING COMPANY, LLC FOR AN)	Case No. 2022-00432
ADJUSTMENT OF SEWAGE RATES)	

**MOTION OF BLUEGRASS WATER UTILITY OPERATING COMPANY, LLC
FOR DEVIATION FROM ELECTRONIC FILING PROCEDURES**

1. Bluegrass Water Utility Operating Company, LLC (“Bluegrass Water”) pursuant to 807 KAR 5:001 §§5 and 22, hereby moves the Kentucky Public Service Commission (the “Commission”) for a deviation from the requirement that parties upload an electronic version of all papers filed in this proceeding to the Commission’s website using the Commission’s E-Filing System.¹ In support of this Motion, Bluegrass Water states as follows.

2. 807 KAR 5:001 § 8(3) provides: “All papers shall be filed with the commission by uploading an electronic version using the commission’s E-Filing System at <http://psc.ky.gov>.”

3. Commission Staff’s Fourth Request for Information No. 10(b) requests that Bluegrass Water provide “the work product produced by Elasticity on behalf of Bluegrass Water”

4. The work product produced by Elasticity on behalf of Bluegrass Water includes video files that exceed the individual file sizes for uploading into the Commission’s E-Filing

¹ At the time of filing its responses on July 27, 2023, Bluegrass Water did not believe that this Motion was required. *See In the Matter of: Electronic Joint Application of Ky. Utils. Co. and Louisville Gas and Electric Company for Certificates of Public Convenience and Necessity*, Case No. 2022-00402, Order (May 24, 2023) (denying a Motion to deviate from electronic filing procedures as moot because “once Commission Staff received the thumb drive, Commission Staff was able to upload the files to the electronic filing system, which negated the basis to deviate from the filing requirements”). However, after filing, Bluegrass Water was instructed by Commission Staff that a Motion to Deviate from the Electronic Filing Procedures was required.

System and cannot be further reduced. As a result, prior to filing Bluegrass Water's Responses, counsel for Bluegrass Water contacted Commission Staff to make accommodations to serve the Commission with the video files via electronic share file, thumb drive, and CD. Commission Staff indicated that, upon receipt, Commission Staff could upload the video files to the electronic docket so that the video files could be made part of the record and accessible to the public.

5. On July 27, 2023, Bluegrass Water, through counsel, served the Commission with the videos (Exhibit PSC 4-10(b) (Parts 7 – 10)) via a share file, thumb drive, and CD² so that Commission Staff could upload the videos to the electronic docket.

WHEREFORE, Bluegrass Water respectfully requests that the Commission grant Bluegrass Water's Motion for Deviation from Electronic Filing Procedures.

This the 28th day of July, 2023.

Respectfully submitted,

/s/ Edward T. Depp

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² Parties to this case were served with the videos via share file.

Certification

I hereby certify that a copy of this Motion 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
Counsel to Bluegrass Water