

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

In the Matter of:

ELECTRONIC TARIFF FILINGS OF LOUISVILLE GAS)	
AND ELECTRIC COMPANY AND KENTUCKY)	
UTILITIES COMPANY TO REVISE PURCHASE)	
RATES FOR SMALL CAPACITY AND LARGE)	CASE NO. 2023-00404
CAPACITY COGENERATION AND POWER)	
PRODUCTION QUALIFYING FACILITIES AND NET)	
METERING SERVICE-2 CREDIT RATES)	

**NOTICE OF KENTUCKY SOLAR ENERGY SOCIETY AND MOUNTAIN
ASSOCIATION REGARDING HEARING AND MOTION FOR OPPORTUNITY
TO SUBMIT BRIEF**

Come now Kentucky Solar Energy Society (“KYES”) and Mountain Association (“MA”) (together “Joint Intervenors”), and in accordance with the Commission’s Order in this case dated December 13, 2023 and the Appendix to that Order, submits this Notice and Motion.

The Commission ordered that any intervenor “shall request either a hearing or that the case be submitted for decision based on the record no later than ... 04/11/2024.” In accordance with that Order, Joint Intervenors request that the case be submitted for decision based on the record. If a hearing is ordered, Joint Intervenors will participate and make their witness available to testify and be cross-examined.

Joint Intervenors do believe there are substantive issues and facts raised on which the parties differ and bare development through legal argument. Through the initial application, multiple rounds of requests for information from Joint Intervenors and other

parties, testimony and rebuttal testimony a robust record of diverging facts has appeared. Joint Intervenor believe that one round of simultaneous briefs will present issues or develop facts which will assist the Commission in its consideration of this application.

WHEREFORE, Joint Intervenor respectfully request the case be submitted on the record and move for simultaneous briefing prior to submission.

Respectfully Submitted,

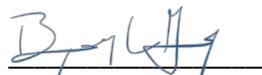


Byron L. Gary
Tom FitzGerald
Ashley Wilmes
Kentucky Resources Council
P.O. Box 1070
Frankfort, Kentucky 40602
(502) 875-2428
Byron@kyrc.org
FitzKRC@aol.com
Ashley@kyrc.org

*Counsel for Joint Intervenor
Kentucky Solar Energy Society and
Mountain Association*

CERTIFICATE OF SERVICE

In accordance with the Commission's July 22, 2021 Order in Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID-19*, this is to certify that the electronic filing was submitted to the Commission on February 29, 2024; that the documents in this electronic filing are a true representation of the materials prepared for the filing; and that the Commission has not excused any party from electronic filing procedures for this case at this time.


Byron L. Gary