

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF)	
KENTUCKY UTILITIES COMPANY FOR)	
AN ADJUSTMENT OF ITS ELECTRIC)	
RATES AND APPROVAL OF CERTAIN)	CASE NO. 2025-00113
REGULATORY AND ACCOUNTING)	
TREATMENTS)	

KENTUCKY UTILITIES COMPANY’S
MOTION TO DEVIATE

Pursuant to 807 KAR 5:001, Section 22, Kentucky Utilities Company (“KU” or the “Company”) moves the Kentucky Public Service Commission (“Commission”) to grant the Company approval to deviate from the requirement that parties upload an electronic version of all papers filed in this case to the Commission’s website using the Commission’s E-Filing System. In support of this motion, the Company states:

1. On July 16, 2025, KU filed its responses to intervenors’ initial data requests and Commission Staff’s supplemental data requests.
2. 807 KAR 5:001, Section 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. Pursuant to the Commission’s Rules of Procedure, the Company must electronically upload to the Commission’s E-Filing System all filings made in this case. The Commission’s Rules of Procedure require that all uploaded non-audio or video files must be in either portable document format (“PDF”) or Excel format.¹

¹ 807 KAR 5:001, Section 8(4)(b), (c).

4. The attachment to the Company's response to the Joint Intervenor's Initial Request Item No. 136 (the "JI 1-136 attachment"), exceeds the current 50 MB per-file filing limit of the Commission's E-Filing System.² The JI 1-136 attachment is a zip file that consists of a single compressed Excel file, which cannot be broken into smaller files without destroying its functionality.

5. KU's counsel contacted Commission Staff in the Filings Branch for assistance regarding the file size per the Commission's guidance in Case No. 2022-00311.³ Commission Staff confirmed that, consistent with Commission Staff's suggestion in previous filings, the Company may provide the JI 1-136 attachment to the Commission using a thumb drive.

6. KU requests permission to deviate from 807 KAR 5:001, Section 8, as modified by the Commission's Order in Case No. 2022-00311, by not uploading the JI 1-136 attachment to the Commission's E-Filing System for the reasons stated above. Rather, the Company is requesting permission to produce the file to the Commission using a thumb drive as proposed by Commission Staff. As an additional means of providing the JI 1-136 attachment to Commission Staff, the Company will also provide a copy of the public attachment on its counsel's file sharing workspace that is used to provide access to confidential information. The Company has previously sought and been granted deviations for similar files.⁴

7. This request to deviate will not prevent the Commission from maintaining physical control of the case filings. Commission Filings Branch Staff and the Commission's Executive

² *Electronic Review of Electronic Filing Procedures in 807 KAR 5:001, Section 8(2), (4), and (6)*, Case No. 2022-00311, Order at 3 (Ky. PSC Oct. 6, 2022).

³ *Id.*

⁴ *Electronic Application of Kentucky Utilities Company and Louisville Gas and Electric Company for Certificates of Public Convenience and Necessity and Site Compatibility Certificates*, Case No. 2025-00045, Order at 3 (Ky. PSC Apr. 29, 2025); *Electronic Joint Integrated Resource Plan of Louisville Gas and Electric Company and Kentucky Utilities Company*, Order at 4 (Ky. PSC Dec. 4, 2024).

Director will have physical control of the document on the thumb drive with the ability to download the material to a secure Commission server.⁵

8. KU is making this request to deviate pursuant to 807 KAR 5:001, Section 22.

WHEREFORE, KU requests a deviation from the 807 KAR 5:001, Section 8(3) requirement that parties upload an electronic version of all papers filed in this case to the Commission's website using the Commission's E-Filing System and permission to submit the JI 1-136 attachment as proposed in this motion.

⁵ See *Electronic Joint Application of Kentucky Utilities Company and Louisville Gas and Electric Company for Certificates of Public Convenience and Necessity and Site Compatibility Certificates and Approval of a Demand Side Management Plan*, Case No. 2022-00402, Order at 3-4 (Ky. PSC Dec. 22, 2022); see also KRS 278.100 ("The executive director . . . shall be responsible for . . . maintaining the official records of commission proceedings[.]").

Dated: July 16, 2025

Respectfully submitted,



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CERTIFICATE OF SERVICE

In accordance with the Commission's Order of July 22, 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 July 16, 2025, and that there are currently no parties in this proceeding that the Commission has excused from participation by electronic means.

A handwritten signature in blue ink, reading "Lindsey W. Foy III".

Counsel for Kentucky Utilities Company

4925-8394-2471.1