

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC JOINT APPLICATION OF)	
KENTUCKY UTILITIES COMPANY AND)	CASE NO.
LOUISVILLE GAS AND ELECTRIC COMPANY)	2026-00077
FOR APPROVAL OF MERGER)	

LOUISVILLE METRO AND LFUCG'S JOINT MOTION TO INTERVENE

Louisville/Jefferson County Metro Government (“Louisville Metro”) and Lexington-Fayette Urban County Government (“LFUCG”), by counsel, hereby move the Public Service Commission of Kentucky (“Commission”) pursuant to 807 KAR 5:001, Section 4(11) for an order granting intervention in the above-styled matter. In support of their motion, Louisville Metro and LFUCG state as follows:

Louisville Metro is a consolidated local government established under KRS Chapter 67C. Its address is 527 W. Jefferson Street, Louisville, KY 40202. LFUCG is an urban county government established under KRS Chapter 67A. Its address is 200 East Main Street, Lexington, KY 40507. As governmental entities, both Louisville Metro and LFUCG pay over \$10 million annually to Louisville Gas and Electric Company (“LG&E”) and Kentucky Utilities Company (“KU”) (collectively, “LG&E/KU”) for electrical service.¹

¹ Louisville Metro also receives gas service from LG&E.

The Commission has interpreted KRS 278.040(2) as requiring a person seeking intervention to have an interest in the rates or service of a utility as those are the only matters that are subject to the Commission's jurisdiction. See Order, *Kentucky Power Co.*, Case No. 2017- 00179 (Ky. PSC June 19, 2017). Louisville Metro and LFUCG satisfy this requirement because they are customers of LG&E and KU.

Administrative regulation 807 KAR 5:011, Section 4(11)(b) states:

The commission shall grant a person leave to intervene if the commission finds that he or she has made a timely motion for intervention and that he or she has a special interest in the case that is not otherwise adequately represented or that his or her intervention is likely to present issues or to develop facts that assist the commission in fully considering the matter without unduly complicating or disrupting the proceedings.

Louisville Metro and LFUCG meet both these criteria.

Louisville Metro and LFUCG have a special interest in LG&E/KU's application for merger, specifically KU's merger into LG&E, that will not otherwise be adequately represented. First and foremost, Louisville Metro and LFUCG are LG&E's and KU's largest customers, respectively, that take from a variety of rate classifications, and no other party could adequately represent the interests of Louisville Metro and LFUCG. Second, and relatedly, Louisville Metro is LG&E's largest customer of Outdoor Lighting classification, and LFUCG is KU's largest customer of Outdoor Lighting classification. Each year, Louisville Metro pays millions of dollars to LG&E for outdoor-lighting and traffic rate codes and LFUCG pays millions of dollars to KU for outdoor-lighting rate codes. Ultimately, no other party could adequately represent the special interests of Louisville Metro and LFUCG, whether those interests related

to lighting and other rate classifications, or other issues affecting Louisville Metro and LFUCG. The Commission's decision on this matter will undoubtedly have impacts on current rates and future rate cases.

Louisville Metro and LFUCG are also likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings. This has been demonstrated in prior cases in which Louisville Metro and LFUCG were joint intervening parties. The Commission granted intervention to Louisville Metro and LFUCG in LG&E/KU's recent case requesting certificates of public convenience and necessity to construct, *inter alia*, new electric generating facilities. Case No. 2025-00045. The Commission also granted intervention to Louisville Metro and LFUCG's in LG&E's and KU's most recent rate cases. Case Nos. 2025-00133 and 2025-00114. Their productive participation in these prior cases resulted in a more fully developed record that assisted the Commission in making its decision in those cases. In this particular case, Louisville Metro and LFUCG anticipate addressing issues and developing facts on several subject matters, including the effect on rates that the proposed merger will have, how LG&E/KU will maintain separate rate districts if the merger is approved, the proposed financial benefits and efficiencies of the merger, the effect of unifying reporting for the fuel adjustment clause ("FAC") and off-system sales adjustment clause will have on rates,² the effect on franchises, and other potential effects of the

² The FAC is a component in the calculation of many rate classifications, including different classifications of outdoor lighting.

merger on LG&E/KU's system and LG&E/KU's relationship with the respective governments.

Louisville Metro and LFUCG desire to play a constructive role in this matter and isolate issues that are most important to them. Louisville Metro and LFUCG's focus will serve to neither unduly complicate nor disrupt the proceeding. Louisville Metro and LFUCG believe that their prior involvement, both individually and jointly, in other cases before the Commission demonstrate their productive standing in the process.

Attorneys for Louisville Metro and LFUCG listed below possess the facilities to receive electronic transmission of all notices and messages related to this proceeding at the electronic mailing addresses listed below. All correspondence to Louisville Metro and LFUCG should be sent to the attorneys' contact information listed below.

Accordingly, because Louisville Metro and LFUCG have a special interest in this case that is not otherwise adequately represented and because they are likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings, Louisville Metro and LFUCG respectfully request intervention in this proceeding.

Dated: April 15, 2026

Respectfully submitted,

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