



VIA COURIER AND EMAIL

June 27, 2012

Mr. Jeff Derouen
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, Kentucky 40601

RECEIVED

JUN 27 2012

PUBLIC SERVICE
COMMISSION

**Re: Intervenor Ben Taylor and Sierra Club's 3rd Set of Requests for Information to
Big Rivers Electric Corp.
Docket 2012-00063**

Dear Mr. Derouen,

Enclosed please find 11 copies of the public version of Ben Taylor and Sierra Club's 3rd set of requests for information to Big Rivers Electric Corp. in docket 2012-00063. All questions in this discovery request include information that is subject to a petition for confidential treatment filed by James Miller and Tsyon Kamuf, Counsel for Big Rivers Electric Corp. A confidential version of this discovery request will be filed separately with the Commission today.

Sincerely,

James Giampietro
Sierra Club Environmental Law Program
85 2nd Street, 2nd Floor
San Francisco CA, 94105
Office: (415)977-5638
james.giampietro@sierraclub.org

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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JUN 27 2012

PUBLIC SERVICE
COMMISSION

In the Matter of:

Application of Big Rivers Electric Corporation for Approval)
of its 2012 Environmental Compliance Plan, Approval of its) CASE NO. 2012-00063
Amended Environmental Cost Recovery Surcharge Tariffs,)
and for the Certificates of Public Convenience and Necessity,)
and the Authority to Establish a Regulatory Account)

BEN TAYLOR AND SIERRA CLUB'S SUPPLEMENTAL REQUESTS FOR
MODELING-RELATED INFORMATION TO
BIG RIVERS ELECTRIC CORPORATION
(PUBLIC VERSION)

Intervenors Ben Taylor and Sierra Club (collectively "Environmental Intervenors") pursuant to the Kentucky Public Service Commission's ("Commission") April 30, 2012 Order ("April 30 Order") and the Commission's June 19, 2012 Order ("June 19 Order"), propound the following supplemental requests for modeling-related information on the Big Rivers Electric Corporation ("Big Rivers") regarding Big Rivers' application for certificates of public convenience and necessity and approval of its 2012 compliance plan that is the subject of the above captioned proceeding (hereafter referred to as "Environmental Intervenors Third Request for Information").

Big Rivers shall answer these requests for information in the manner set forth in the April 30 Order and by no later than the July 6, 2012 deadline set forth in the Appendix of the June 19 Order. Please produce the requested documents in electronic format at the offices of Sierra Club, 85 Second Street, 2nd Floor, San Francisco, CA 94105 or at such other location as may be mutually agreed upon between counsel of record.

Wherever the response to an interrogatory or request consists of a statement that the requested information is already available to the Environmental Intervenors, provide a detailed citation to the document that contains the information. This citation shall include the title of the document, relevant page number(s), and to the extent possible paragraph number(s) and/or chart/table/figure number(s).

In the event that any document referred to in response to any request for information has been destroyed, specify the date and the manner of such destruction, the reason for such destruction, the person authorizing the destruction and the custodian of the document at the time of its destruction.

The Environmental Intervenors reserve the right to serve supplemental, revised, or additional discovery requests as permitted in this proceeding.

DEFINITIONS

Unless otherwise specified in each individual interrogatory or request, “you,” “your,” “Big Rivers,” “BREC,” “Cooperative” or “Company” refers to Big Rivers Electric Corporation, and its affiliates, employees, and authorized agents.

“And” and “or” shall be construed either conjunctively or disjunctively as required by the context to bring within the scope of these interrogatories and requests for production of documents any information which might be deemed outside their scope by another construction.

“Any” means all or each and every example of the requested information.

“CO₂” means carbon dioxide

“Communication” means any transmission or exchange of information between two or more persons, whether orally or in writing, and includes, without limitation, any conversation or

discussion by means of letter, telephone, note, memorandum, telegraph, telex, telecopy, cable, email, or any other electronic or other medium.

“Document” refers to written matter of any kind, regardless of its form, and to information recorded on any storage medium, whether in electrical, optical or electromagnetic form, and capable of reduction to writing by the use of computer hardware and software, and includes all copies, drafts, proofs, both originals and copies either (1) in the possession, custody or control of the Companies regardless of where located, or (2) produced or generated by, known to or seen by the Companies, but now in their possession, custody or control, regardless of where located whether or still in existence.

Such “documents” shall include, but are not limited to, applications, permits, monitoring reports, computer printouts, contracts, leases, agreements, papers, photographs, tape recordings, transcripts, letters or other forms of correspondence, folders or similar containers, programs, telex, TWX and other teletype communications, memoranda, reports, studies, summaries, minutes, minute books, circulars, notes (whether typewritten, handwritten or otherwise), agenda, bulletins, notices, announcements, instructions, charts, tables, manuals, brochures, magazines, pamphlets, lists, logs, telegrams, drawings, sketches, plans, specifications, diagrams, drafts, books and records, formal records, notebooks, diaries, registers, analyses, projections, email correspondence or communications and other data compilations from which information can be obtained (including matter used in data processing) or translated, and any other printed, written, recorded, stenographic, computer-generated, computer-stored, or electronically stored matter, however and by whomever produced, prepared, reproduced, disseminated or made.

Without limitation, the term “control” as used in the preceding paragraphs means that a document is deemed to be in your control if you have the right to secure the document or a copy

thereof from another person or public or private entity having actual possession thereof. If a document is responsive to a request, but is not in your possession or custody, identify the person with possession or custody. If any document was in your possession or subject to your control, and is no longer, state what disposition was made of it, by whom, the date on which such disposition was made, and why such disposition was made.

For purposes of the production of “documents,” the term shall include copies of all documents being produced, to the extent the copies are not identical to the original, thus requiring the production of copies that contain any markings, additions or deletions that make them different in any way from the original

“FGD” means flue gas desulfurization

“Identify” means:

- (a) With respect to a person, to state the person’s name, address and business relationship (e.g., “employee”) to Big Rivers;
- (b) With respect to a document, to state the nature of the document in sufficient detail for identification in a request for production, its date, its author, and to identify its custodian. If the information or document identified is recorded in electrical, optical or electromagnetic form, identification includes a description of the computer hardware or software required to reduce it to readable form.

“KIUC” means Kentucky Industrial Utility Customers

“O&M” means operation and maintenance

“OSS” means off-system sales

“Relating to” or “concerning” means and includes pertaining to, referring to, or having as a subject matter, directly or indirectly, expressly or implied, the subject matter of the specific request.

PRIVILEGE OR CONFIDENTIALITY

If you claim a privilege including, but not limited to, the attorney-client privilege or the work product doctrine, as grounds for not fully and completely responding to any interrogatory or request for production, describe the basis for your claim of privilege in sufficient detail so as to permit the Commission to adjudicate the validity of the claim if called upon to do so. With respect to documents for which a privilege is claimed, produce a “privilege log” that identifies the author, recipient, date and subject matter of the documents or interrogatory answers for which you are asserting a claim of privilege and any other information pertinent to the claim that would enable the Environmental Intervenors or the Commission to evaluate the validity of such claims.

To the extent that you can legitimately claim that any interrogatory response or responsive document is entitled to confidentiality, the Environmental Intervenors are willing to enter into a confidentiality agreement that would protect such response or document from public disclosure.

TIME

Unless otherwise provided, the applicable time period for each of these requests for information is January 1, 2009 to the present.

REQUESTS FOR INFORMATION

1. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
 - a. [REDACTED]
[REDACTED]
 - b. [REDACTED]
[REDACTED]

c. [Redacted]
[Redacted]
[Redacted]

2. [Redacted]
[Redacted]
[Redacted]
[Redacted]

3. [Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted]
a. [Redacted]
b. [Redacted]
[Redacted]

4. [Redacted]
a. [Redacted]
[Redacted]
i. [Redacted]
[Redacted]
[Redacted]
b. [Redacted]
[Redacted]
i. [Redacted]
[Redacted]
[Redacted]

5. [Redacted]
a. [Redacted]
[Redacted]
i. [Redacted]
[Redacted]
[Redacted]
b. [Redacted]

[REDACTED]

- i. [REDACTED]

6. [REDACTED]

- a. [REDACTED]

- i. [REDACTED]

- b. [REDACTED]

- i. [REDACTED]

7. [REDACTED]

- a. [REDACTED]
- b. [REDACTED]

- c. [REDACTED]

8. [REDACTED]

9. [REDACTED]

- a. [REDACTED]
 - i. [REDACTED]
 - ii. [REDACTED]
- b. [REDACTED]
 - i. [REDACTED]
 - ii. [REDACTED]
- c. [REDACTED]

10. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

11. [REDACTED]
[REDACTED]
[REDACTED]
- a. [REDACTED]
[REDACTED]
 - b. [REDACTED]
[REDACTED]

12. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

13. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

14. [REDACTED]
- a. [REDACTED]

[Redacted]

b.

15. [Redacted]

a. [Redacted]

i. [Redacted]

ii. [Redacted]

16. [Redacted]

a. [Redacted]

b. [Redacted]

17. [Redacted]

a. [Redacted]

b. [Redacted]

c. [Redacted]

d. [Redacted]

- e. [Redacted]
- f. [Redacted]
- g. [Redacted]
- h. [Redacted]
- i. [Redacted]
- j. [Redacted]
- k. [Redacted]
 - i. [Redacted]
 - ii. [Redacted]

18. [Redacted]
- a. [Redacted]
 - b. [Redacted]
 - c. [Redacted]

- [REDACTED]
- [REDACTED]
- d. [REDACTED]
- [REDACTED]
- e. [REDACTED]
- [REDACTED]
- f. [REDACTED]
- [REDACTED]
- g. [REDACTED]
- [REDACTED]

19. [REDACTED]

- a. [REDACTED]
- [REDACTED]
- b. [REDACTED]
- [REDACTED]
- [REDACTED]
- c. [REDACTED]
- [REDACTED]
- d. [REDACTED]
- [REDACTED]
- e. [REDACTED]
- [REDACTED]
- f. [REDACTED]
- [REDACTED]
- g. [REDACTED]
- [REDACTED]

20. [REDACTED]

- a. [REDACTED]
- b. [REDACTED]

[Redacted]

- i. [Redacted]
- ii. [Redacted]

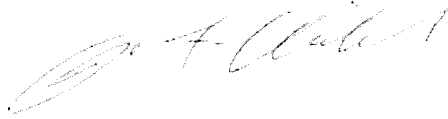
21. [Redacted]

- a. [Redacted]
- b. [Redacted]
- c. [Redacted]
- d. [Redacted]
- e. [Redacted]

22. [Redacted]

- a. [Redacted]
- b. [Redacted]

Respectfully submitted,



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Dated: June 27, 2012

CERTIFICATE OF SERVICE

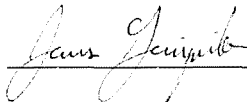
I certify that I mailed a copy of Ben Taylor and Sierra Club's Supplemental Requests for Modeling-Related Information to Big Rivers Electric Corporation by first class mail on June 27, 2012 to the following:

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