

Jeff Auxier

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August 8, 2012

AUG - 9 2012

PUBLIC SERVICE
COMMISSION

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

Matter of: Application of Louisville Gas & Electric Company;
 Case No. 2012-00222

RE: Petition to Intervene

Dear Mr. Derouen:

Enclosed for filing in the above docket are an original and one copy of the Petition of Jeff Auxier for full intervention in the above-referenced matter. I spoke today with Rene Smith in your office in order to obtain the procedures for electronic filing – she said that with respect to this particular filing to send just one hard copy and you folks would get it into the electronic filing system. I enclose an extra copy for good measure.

In accordance with the Commission's Order of June 22, 2012, I hereby certify that Jeff Auxier: is capable of receiving electronic transmissions; waives any right to receive service of the Commission Orders by U.S. Mail and; consents to the use of electronic filing procedures and the service of all documents and pleadings, including Orders of the Commission, by electronic means.

Very truly yours,



Jeff Auxier
jsauxier@gmail.com

CC: Counsel of Record

2056 S. Preston St.
Louisville, KY 40217
502-634-1004

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AUG - 9 2012

PUBLIC SERVICE
COMMISSION

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In The Matter of:

APPLICATION OF LOUISVILLE GAS AND)	CASE NO. 2012-00222
ELECTRIC COMPANY FOR AN ADJUSTMENT)	
OF ITS ELECTRIC AND GAS RATES, A)	
CERTIFICATE OF PUBLIC CONVENIENCE)	
AND NECESSITY, APPROVAL OF GAS SERVICE)	
LINES AND RISERS, AND A GAS LINE)	
SURCHARGE)	

PETITION FOR FULL INTERVENTION BY
LG&E RETAIL RESIDENTIAL CUSTOMER JEFF AUXIER

COMES NOW LG&E retail residential customer Jeff Auxier to seek an order granting him status as full intervener in the above captioned proceeding, and to that end petitioner states:

Summary of Argument

Petitioner has a special interest in this proceeding. Petitioner is positioned to present issues and / or develop facts that will help the Commission fully consider the issues before it. Petitioner's intervention will not unduly complicate or disrupt the proceedings. See, 807 KAR 5:001, Section 3(8).

Special Interest in This Proceeding

Jeff Auxier has been a customer of Louisville Gas & Electric Company (hereinafter LG&E) since October, 2004, when he purchased a property at 2056 S. Preston St. (hereinafter "2056 Property"). The 2056 Property was constructed in 1922 and is of frame construction with 1 1/2 stories and a full basement.

At the time of petitioner's purchase of the 2056 Property, the property contained no or inadequate insulation within its walls, attic space and basement. The property had numerous single pane windows. The property had doors of poor construction that did not seal properly. The property had an antiquated furnace thermostat and incandescent lighting.

Since the time of purchase of the 2056 Property, petitioner has spent literally thousands of dollars adding insulation and replacing doors and windows, as well as installing more modestly priced improvements such as two programmable thermostats and CFL and/or LED lighting. There are yet other energy efficiency improvements (basement insulation, further HVAC system sealing) that petitioner has identified but has yet to make on the 2056 Property.

Petitioner undertook the foregoing efficiency improvements with the expectation that he would save money on future energy costs, especially as those costs rose. The improvements were also undertaken toward the end of petitioner doing his part to promote the intangible but important goals of promoting health, strengthening the security of our society and preserving limited energy resources for future generations. These intangible goals benefit petitioner as well as society in general.

LG&E now proposes to lower the per kilowatt-hour cost of electricity and raise the monthly flat rate. This proposed adjustment directly and negatively impacts petitioner's fiscal interest and the intangible goals he sought to promote. The proposed adjustment also, if approved, to some extent dissuade petitioner from performing future energy efficiency improvements.

Approximately four or five years ago, an LG&E contractor abruptly and arbitrarily turned off petitioner's gas service at the 2056 Property and insisted that petitioner pay for installation of a new line from the improvements at the 2056 Property to the gas line

under the street. LG&E refused to turn on petitioner's gas service again until petitioner had done so. This expense was in excess of \$600.

The 2056 Property is also heated by gas, so the same fiscal and intangible concerns petitioner has with respect to electrical service apply to gas service, also.

It does not appear that any other intervener has exactly the same interests as petitioner.

Based on the foregoing, petitioner has a special interest in this proceeding.

Presentation of Issues

By dint of personal interest and belief in the importance of the issues, petitioner has acquired over the last four years some increased level of knowledge and expertise in the area of energy and energy efficiency, as compared to an average retail customer of Louisville Gas & Electric Company. Petitioner has attended webinars, conferences and workshops from Colorado to Minnesota to Jabez, Kentucky on a regular and ongoing basis. Petitioner has also to a certain extent immersed himself in the subject matter.

In the last year, petitioner was invited to participate in the Kentucky Smart Grid conferences which were sponsored in part by the Kentucky Public Service Commission. Petitioner was also invited to participate in the *Collaborative Stakeholder Meeting Series: Developing a Kentucky Action Plan for Energy Efficiency* sponsored by the Kentucky Department for Energy Development and Independence (DEDI) and the Midwest Energy Efficiency Alliance (MEEA).

In addition, petitioner was a lead participant in promulgating net metering legislation filed in the last legislative session, and has also been active with the Kentucky

Sustainable Energy Alliance in the last three years and the Kentucky Solar Energy Society for the last four years.

Petitioner has undertaken university level micro- and macroeconomics studies, built and / or aggressively remodeled eight residences and attended law school. Petitioner possesses a keen interest in history and social policy.

Petitioner has had the opportunity to observe and inspect numerous properties in Louisville of roughly the same construction and same vintage as the 2056 Property. With respect to poor insulation, single pane windows, drafty doors, and other energy inefficiencies existing in 2004, petitioner's 2056 Property is representative of tens of thousands of properties in Louisville and / or within LG&E's service area.

Petitioner respectfully submits that he is well situated to present relevant issues and develop important facts that will not otherwise come before the Commission in this matter.

**Petitioner's Intervention Will Cause
No Undue Complication of Proceedings**

On or about July 24, 2012 petitioner received actual notice of Louisville Gas & Electric Company's request for an adjustment of its electric and gas rates. Actual notice was received by means of an insert attached to petitioner's July 23, 2012 bill. *Exhibit 1.*

LG&E did not perfect its initial filings in this matter until July 9, 2012. Petitioner contacted the Kentucky Public Service Commission on August 8, 2012 in order to ascertain electronic filing procedures. He was directed instead to mail a copy to Director Jeff Derouen for processing.


Petitioner understands that July 31 was the cutoff for initial data requests. Petitioner believes he can, if granted status as a full intervener, present issues and develop facts based on prior filings of LG&E as well as the data requests and disclosures of other parties in this matter.

Petitioner knows the rules of evidence and principles of administrative law proceedings. Petitioner has the ability to participate in an electronic case. Service can be made on petitioner at: **jsauxier@gmail.com**.

Petitioner believes good cause has been shown for allowing intervention beyond 30 days of Louisville Gas & Electric filing its proposed rate changes. Petitioner has also show that he can participate without delaying or complicating proceedings.

WHEREFORE petitioner prays for an order allowing him to fully intervene in case number 2012-00222 at the Kentucky Public Service Commission.

Respectfully submitted this 8th day of August, 2012 by



Jeff Auxier
jsauxier@gmail.com
2056 S. Preston St.
Louisville, KY 40217
Tel. 502-634-1004

CERTIFICATE

A copy of the foregoing Petition for Full Intervention has been served by United States mail first class postage pre-paid on the following persons this the 8th day of August, 2012:

Lonnie E. Bellar
Vice President, State Regulation & Rates
Louisville Gas and Electric Company
220 W. Main Street
P.O. Box 32010
Louisville, KY 40202

David Brown
Stites & Harbison, PLLC
1800 Providian Center
400 West Market Street
Louisville, KENTUCKY 40202

Honorable Kendrick R Riggs
Attorney at Law
Stoll Keenon Ogden, PLLC
2000 PNC Plaza
500 W Jefferson Street
Louisville, Kentucky 40202-2828

Larry Cook
Assistant Attorney General
Office of the Attorney General Utility &
Rate
1024 Capital Center Drive
Suite 200
Frankfort, KENTUCKY 40601-8204

Honorable Michael L Kurtz
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Boehm, Kurtz & Lowry
36 East Seventh Street
Cincinnati, OHIO 45202

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Suite 300
Louisville, KENTUCKY 40202

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Honorable Matthew R Malone
Attorney at Law
Hurt, Crosbie & May PLLC
The Equus Building
127 West Main Street
Lexington, KENTUCKY 40507



Jeff Auxier

GAS CHARGES (cont)

Total Gas Charges	\$12.66	Previous Reading on 6/20/12	5015
		Current ccf Usage	0
		Meter Multiplier	1
		Metered ccf Usage	0

OTHER CHARGES

Interest for Cash Sec. Deposit	-4.85
Total Other Charges Due	\$-4.85

BILLING INFORMATION

ATTENTION: Your Electric or Gas meter did not register usage for the month. If you were not using this service, please disregard this message unless you wish to discontinue this service. However, if you are using service at this location, there may be a meter malfunction. Please contact our customer service department at (502) 589-1444. A Company Representative will then come by to test the meter's accuracy and condition. By finding these problems early, you can minimize your future liability for any unbilled service.

IMPORTANT INFORMATION

The power to save. It's in your hands. The amount of electricity you consumed during this billing cycle resulted in the production of approximately 1,796 pounds of CO2 (carbon). A typical residential customer uses 1,000 kilowatt hours of electricity per month, which would result in the production of 2,000 lbs. of carbon. Visit our website at www.lge-ku.com/savingenergy for energy-saving tips designed to help you better manage and lessen the environmental impact of your energy usage.

or a copy of your rate schedule, visit www.lge-ku.com or call our Customer Service Department.

New enrollment only - Please check box(es) below and on front of stub.

- Budget Plan
- I would like to enroll in Demand Conservation.
- Auto Pay (voided check must be provided). *Please note that any past due balance on your LG&E account will be debited from your bank account immediately upon enrollment in the Auto Pay program. To avoid unintended debits to your bank account, please make sure your LG&E account balance is current before enrolling in Auto Pay.*

Please deduct my Auto Pay Payment from my Checking Account.

I hereby authorize LG&E to debit my bank account for payment of my monthly bill. This authorization applies to all my current and future LG&E accounts, and will remain in effect until revoked by me or LG&E.

Signature: _____

Date: _____

Processing Auto Pay requests can take up to two billing cycles. Please continue making regular payments until you receive a bill that indicates the amount due will be deducted from your bank account on the payment due date.



11/20/12 10:11:23

**NOTICE TO CUSTOMERS OF
LOUISVILLE GAS AND ELECTRIC COMPANY**

PLEASE TAKE NOTICE that on June 29, 2012, Louisville Gas and Electric Company (“LG&E”) filed with the Kentucky Public Service Commission (“Commission”) a request for an adjustment of its electric and gas rates and charges to become effective on and after August 1, 2012, subject to the “Stay-Out” Commitment in Article I.1.1 of the Settlement Agreement approved in September 30, 2010 Commission Order in Case No. 2010-00204, under which the change in rates may be filed with the Commission during 2012, but not take effect before January 1, 2013.

The proposed rates reflect a proposed annual increase in electric revenues of approximately 6.9% and gas revenues of approximately 7.0% to LG&E.

The estimated amount of the annual change and the average monthly bill to which the proposed electric rates will apply for each electric customer class are as follows:

Electric Rate Class	Annual \$ Increase	Annual % Increase	Monthly Bill \$ Increase	Monthly Bill % Increase
Residential	\$30,238,063	8.60%	\$ 7.25	8.60%
General Service	\$ 6,743,615	5.09%	\$ 12.98	5.09%
Power Service	\$ 8,781,864	4.59%	\$ 244.40	4.59%
TOD Power – Secondary	\$ 2,631,417	6.52%	\$ 1,351.52	6.52%
TOD Power - Primary	\$ 8,107,174	7.20%	\$ 7,336.81	7.20%
Retail Transmission	\$ 2,243,796	7.54%	\$16,780.65	7.54%
Outdoor Lights	\$ 871,225	5.01%	\$ 0.76	5.01%
Lighting Energy	\$ 11,397	5.01%	\$ 5.57	5.01%
Traffic Energy	\$ 13,007	5.01%	\$ 1.06	5.01%
CTAC	\$ 353,101	76.07%	N/A	N/A

The estimated amount of the annual change and the average monthly bill to which the proposed gas rates will apply for each gas customer class is as follows:

Gas Rate Class	Annual \$ Increase	Annual % Increase	Monthly Bill \$ Increase	Monthly Bill % Increase
Residential	\$11,950,450	7.57%	\$ 3.42	7.57%
Commercial	\$ 4,186,992	6.07%	\$ 13.57	6.07%
Industrial	\$ 237,585	5.09%	\$ 90.99	5.09%
As-Available	\$ 31,551	2.10%	\$207.57	2.10%
Firm Transportation	\$ 333,011	6.45%	\$370.01	6.45%
Distributed Generation	\$ 0	0.00%	\$ 0	0.00%

LG&E is also requesting a Certificate of Public Convenience and Necessity from the Commission for its proposed Gas Line Program (the “Program”). Currently, gas service lines and risers are owned by LG&E customers. As part of the Program, LG&E is seeking to undertake a five-year program to proactively replace certain gas risers, and is also requesting the Commission to approve LG&E taking ownership of gas service lines and risers pursuant to 807 KAR 5:022, Section 9(17)(a)(2) as LG&E repairs, replaces or installs gas service lines and risers.

In connection with the Program, LG&E is also proposing a Gas Line Tracker. The Gas Line Tracker is a rate mechanism that is designed to recover the cost of the five-year Program, including a reasonable return on construction and other capital expenditures and reasonable operating expenses, depreciation expense and related taxes. The proposed Gas Line Tracker will also recover the costs of LG&E’s gas leak mitigation program, which includes its existing gas main replacement program, including reasonable return on construction and other capital expenditures and reasonable operating expenses. This tracker will function like the similar rider in place and approved for another gas distribution company in Kentucky.

The estimated impact of the proposed Gas Line Tracker on each applicable rate schedule for 2013 is shown below:

Effect of Tracker in 2013	Rates RGS/VFD	Rate CGS	Rate IGS	Rate AAGS	Rate DGGS
\$ Increase	\$2.35	\$11.60	\$93.25	\$514.23	\$0.00
% Increase	5.19%	5.19%	5.22%	5.19%	0.0%

The estimated impact of the Gas Line Tracker on the foregoing rate schedules, except Rate DGGS, is expected to increase each year thereafter through 2017.

LG&E is proposing no change to the required Customer Deposit for residential electric customers served under Residential Rate RS. It will remain \$135.00 (0% increase). LG&E proposes to decrease the required Customer Deposit for residential gas customers served under Residential Gas Service Rate RGS from the current amount of \$115.00 to \$95.00 (17% decrease). The Customer Deposit for combined gas and electric residential service, if required, would decrease from the current amount of \$250.00 to \$230.00 (8% decrease). LG&E does not propose to change the Customer Deposit amount required for non-residential electric customers served under General Service Rate GS, which is currently \$220.00. Text changes are proposed that state when Rate GS deposit may be waived in conjunction with taking service under Rate RS.

LG&E is also proposing changes in the text to most of its tariffs, including its terms and conditions for electric or gas service. Complete copies of the proposed tariffs containing the proposed text changes and rates may be obtained by contacting Lonnie E. Bellar, Louisville Gas and Electric Company at 220 West Main Street, Louisville, Kentucky, 40202, 502-627-4830, or by visiting Louisville Gas and Electric Company's website at www.lge-ku.com.

LG&E's application contains the rates proposed by Louisville Gas and Electric Company; however, the Public Service Commission may order rates to be charged that differ from the proposed rates contained in this notice.

Notice is further given that any corporation, association, body politic or person with a substantial interest in the matter may by written request, within thirty (30) days after publication of the notice of the proposed rate changes, request to intervene. The motion shall be submitted to the Public Service Commission, 211 Sower Boulevard, P. O. Box 615, Frankfort, Kentucky 40601, and shall set forth the grounds for the request, including the status and interest of the party. Intervention may be granted beyond the thirty (30) day period for good cause shown. Any person who has been granted intervention may obtain copies of the application and any other filings made by the utility by contacting Lonnie E. Bellar, Vice President – State Regulation and Rates, Louisville Gas and Electric Company, 220 West Main Street, Louisville, Kentucky, 40202 (502-627-4830).

A copy of the application and testimony shall be available for public inspection at the office of Louisville Gas and Electric Company, 701 South Ninth Street, Louisville, Kentucky, or the Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky.

In addition, a copy of the application and testimony shall also be available for public inspection on Louisville Gas and Electric Company's website at www.lge-ku.com.

Louisville Gas and Electric Company
220 West Main Street
P. O. Box 32010
Louisville, Kentucky 40232
502-627-4830

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P. O. Box 615
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502-564-3940