

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF LOUISVILLE GAS AND)	
ELECTRIC COMPANY TO MODIFY ITS)	CASE NO.
CERTIFICATE OF PUBLIC CONVENIENCE)	2012-00469
AND NECESSITY AS TO THE MILL CREEK)	
UNIT 3 FLUE-GAS DESULFURIZATION UNIT)	

ORDER

On October 25, 2012, Louisville Gas and Electric Company (“LG&E”) filed an application to modify the Certificate of Public Convenience and Necessity granted by the Commission in Case No. 2011-00162¹ to permit LG&E to construct a new wet flue gas desulfurization system (“WFGD”) to serve Unit 3 at the Mill Creek Generating Station instead of rehabilitating the existing WFGD at Unit 4 for use at Unit 3.

Based on a review of LG&E’s application and being otherwise sufficiently advised, the Commission finds that an investigation is necessary to determine the reasonableness of the complaint and a procedural schedule should be established for conducting this investigation.

IT IS THEREFORE ORDERED that:

1. The procedural schedule set forth in the Appendix to this Order shall be followed in this proceeding.
2. a. All requests for information and responses thereto shall be appropriately bound, tabbed, and indexed and the original and ten copies shall be filed

¹ Case No. 2011-00162, *Application of Louisville Gas and Electric Company for Certificates of Public Convenience and Necessity and Approval of its 2011 Compliance Plan for Recovery by Environmental Surcharge* (Ky. PSC Dec. 15, 2011).

with the Commission, with copies to all parties of record. Any request for information by letter from the Commission Staff shall be responded to as if set forth in a Commission Order. All responses shall include the name of the witness responsible for responding to questions related to the information provided.

b. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or an association or a governmental agency, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

c. A party shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect.

d. For any request to which a party fails or refuses to furnish all or part of the requested information, that party shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

3. Any party filing testimony shall file an original and ten copies with the Commission, with copies to all parties of record.

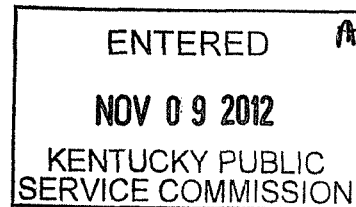
4. At any public hearing in this matter, neither opening statements nor summarization of direct testimony shall be permitted.

5. Any objections or motions relating to discovery or procedural dates shall be filed within four business days' notice or the filing party shall explain, in writing, why such notice was not possible.

6. Motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

7. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

By the Commission



ATTEST:

A handwritten signature in black ink, appearing to be "M. J. [unclear]", written over a horizontal line. The signature is cursive and somewhat stylized.

Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2012-00469 NOV 09 2012

Requests for intervention shall be filed no later than.....	11/16/12
Initial requests for information to Louisville Gas and Electric Company ("LG&E") shall be filed no later than	11/20/12
LG&E shall file responses to initial requests for information no later than	11/30/12
Supplemental requests for information to LG&E shall be filed no later than	12/07/12
LG&E shall file responses to supplemental requests for information no later than	12/14/12
Intervenor comments or direct testimony in verified prepared form shall be filed no later than	12/21/12

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