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BEFORE THE KENTUCKY PUBLIC SERVICE COMMISSION SEP 10 2014

PUBLIC SERVICE
COMMISSION

In the Matter of:

THE 2014 INTEGRATED RESOURCE PLAN OF) CASE NO. 2014-00166
BIG RIVERS ELECTRIC CORPORATION)

MOTION OF BIG RIVERS ELECTRIC CORPORATION FOR DEVIATION

Pursuant to 807 KAR 5:001 Section 22, Big Rivers Electric Corporation (“Big Rivers”) hereby moves the Kentucky Public Service Commission (the “Commission”) for deviation from: (i) the requirement in 807 KAR 5:001 Section 7(1) that Big Rivers file an original and ten hardcopies of any filings with the Commission; (ii) the requirement in 807 KAR 5:001 Section 13(2)(a)(3) that Big Rivers file one highlighted hardcopy and ten redacted hardcopies of material containing confidential information submitted pursuant to a petition for confidential treatment; and (iii) the requirement in 807 KAR 5:001 Section 13(2)(b) that Big Rivers serve a redacted hardcopy of material submitted pursuant to a petition for confidential treatment on each party.

Big Rivers is filing with this motion its responses to the Initial Requests for Information of the Commission Staff, the Office of the Attorney General (“AG”), and Ben Taylor and Sierra Club (together, “Sierra Club”). Except as explained herein, Big Rivers is: (i) filing a hardcopy original and ten paper copies of the public version of its responses and all attachments, (ii) filing one hardcopy of the pages of any responses and attachments containing information being submitted pursuant to a petition for confidential treatment, and (iv) serving a redacted hardcopy of the pages containing confidential information on each party.

Certain of the attachments to Big Rivers’ responses to Items 19 and 23 of the Commission Staff’s Initial Request for Information (“PSC 1-19” and “PSC 1-23,” respectively);

1 Items 6, 7, 11, 17, 19, 20, 26, 27, 28, and 29 of the AG’s Initial Request for Information (“AG 1-
2 6,” “AG 1-7,” “AG 1-11,” “AG 1-17,” “AG 1-19,” “AG 1-20,” “AG 1-26,” “AG 1-27,” “AG 1-
3 28,” and “AG 1-29,” respectively); and Items 5, 15, 25, 27, 28, 30, 31, 35, and 38 of Sierra
4 Club’s Initial Request for Information (“SC 1-5,” “SC 1-15,” “SC 1-25,” “SC 1-27,” “SC 1-28,”
5 “SC 1-30,” “SC 1-31,” “SC 1-35,” and “SC 1-38,” respectively) are provided electronically on a
6 public CD attached to the original and each copy of the responses, on a CONFIDENTIAL flash
7 drive filed under a petition for confidential treatment, or both.

8 The attachments for PSC 1-19, AG 1-7, AG 1-27, AG 1-28, AG 1-29, SC 1-15, SC 1-25,
9 SC 1-30, and SC 1-38 that are being provided electronically are being provided electronically
10 because the respective question asked that the attachments be provided electronically. Big
11 Rivers is providing the Commission one hardcopy of the public versions of these attachments
12 with this motion.

13 The attachments for AG 1-6, AG 1-11, AG 1-17, and AG 1-19 that are being provided
14 electronically are being provided electronically because the respective question asked that the
15 attachments be provided electronically. Because these responses contain numerous attachments
16 which would be extremely voluminous if printed, Big Rivers is not providing the Commission
17 one hardcopy of the public versions of these attachments.

18 The attachments for PSC 1-23, SC 1-5, SC 1-27, SC 1-28, SC 1-31, SC 1-35, and
19 Attachments 3, 9, and 11-13 for AG 1-26 that are being provided electronically are being
20 provided electronically because they are voluminous. If printed, the electronic attachments for
21 PSC 1-23 would be approximately 1890 pages, the electronic attachments for SC 1-5 would be
22 approximately 456 pages, the electronic attachments for SC 1-27 would be approximately 144
23 pages, the electronic attachments for SC 1-28 would be approximately 112 pages, the electronic

1 attachments for SC 1-31 would be approximately 109 pages, and the electronic attachments for
2 SC 1-35 would be approximately 280 pages. If printed, Attachments 3, 9, and 11-13 for AG 1-
3 26 would each be in excess of 130 pages and would total approximately 1351 pages. Big Rivers
4 is providing the Commission one hardcopy of the public versions of these attachments with this
5 motion.

6 The electronic attachment for AG 1-20 that is being provided electronically and
7 Attachment 1 for AG 1-26 are being provided electronically because they are Excel files that are
8 designed for electronic viewing, and they do not lend themselves to printing in an understandable
9 format without significant alteration. Big Rivers is not providing one hardcopy of these
10 attachments.

11 Also, the electronic attachments for PSC 1-19, AG 1-6, AG 1-7, AG 1-11, AG 1-17, AG
12 1-19, AG 1-28, AG 1-29, SC 1-15, SC 1-25, SC 1-27, SC 1-28, SC 1-30, and SC 1-38 are being
13 filed under a petition for confidential treatment. As noted in the petition for confidential
14 treatment, these attachments are being redacted in their entirety either because they are
15 spreadsheets and Big Rivers cannot redact the confidential material from those files without
16 making other cells in the spreadsheet unusable, or because the pervasive nature of the
17 confidential information makes the production of ten redacted, public versions of these
18 documents ineffectual and unhelpful to the Commission, the parties, and the public. Big Rivers
19 has not produced a redacted, public version of these documents that have been produced
20 confidentially in electronic format.

21 WHEREFORE, Big Rivers respectfully requests that the Commission enter an order
22 granting Big Rivers deviation from 807 KAR 5:001 Sections 7 and 13 to: (i) produce the

1 attachments discussed above in electronic format, and (ii) omit public, redacted copies of the
2 confidential attachments.

3 On this the 9th day of September, 2014.

4 Respectfully submitted,


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8 _____
9 James M. Miller
10 Tyson Kamuf
11 SULLIVAN, MOUNTJOY, STAINBACK
12 & MILLER, P.S.C.
13 100 St. Ann Street
14 P. O. Box 727
15 Owensboro, Kentucky 42302-0727
16 Phone: (270) 926-4000
17 Facsimile: (270) 683-6694
18 jmiller@smsmlaw.com
19 tkamuf@smsmlaw.com

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21 *Counsel for Big Rivers Electric Corporation*

22
23 **Certificate of Service**

24
25 I certify that a true and accurate copy of the foregoing was or will be served by first class
26 main, by Federal Express, or by hand delivery upon the persons listed on the accompanying
27 service list, on or before the date the foregoing is filed with the Kentucky Public Service
28 Commission.

29
30 On this the 9th day of September, 2014,

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32
33 
34 _____
35 *Counsel for Big Rivers Electric Corporation*