

Matthew G. Bevin
Governor

Charles G. Snaveley
Secretary
Energy and Environment Cabinet



Commonwealth of Kentucky
Public Service Commission

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August 02, 2016

Michael J. Schmitt
Chairman

Robert Cicero
Vice Chairman

Daniel E. Logsdon Jr.
Commissioner

PARTIES OF RECORD

RE: Case No. **2016-00268**

The Commission staff has reviewed the application in the above case and finds that it meets the minimum filing requirements and has been accepted for filing.

Enclosed please find a stamped filed copy of the first page of your filing. This case has been docketed and will be processed as expeditiously as possible.

If you need further assistance, please contact my staff at 502-564-3940.

Sincerely,

A handwritten signature in black ink that reads "Talina R. Mathews".

Talina R. Mathews
Executive Director

LF/rs

FILED

JUL 28 2016

PUBLIC SERVICE
COMMISSION

COMMONWEALTH OF KENTUCKY
BEFORE THE
KENTUCKY PUBLIC SERVICE COMMISSION

In The Matter of:

The Application of Duke Energy Kentucky, Inc.,)
For a Certificate of Public Convenience and) Case No. 2016-00268
Necessity for Dry Bottom Ash Conversion of the)
East Bend Generating Station)

APPLICATION OF DUKE ENERGY KENTUCKY, INC., CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY

Now comes Duke Energy Kentucky, Inc. (Duke Energy Kentucky or the Company), pursuant to KRS 278.020 and 807 KAR 5:001 Section 15, and requests that the Kentucky Public Service Commission (Commission) grant a Certificate of Public Convenience and Necessity (CPCN) for the construction of a dry bottom ash conversion at its coal-fired East Bend Generating Station (East Bend).

Emerging environmental regulations, such as the U.S. Environmental Protection Agency's (U.S. EPA) recently published Disposal of Coal Combustion Residuals from Electric Utilities rule (CCR Final Rule)¹ and recently published Steam Electric Effluent Limitations Guidelines (ELG Final Rule),² directly affect the handling of ash at coal-fired generating stations. Although both the CCR Final Rule and the ELG Final Rule will affect how ash is handled at East Bend, the more immediate effect on ash handling stems from the ELG Final Rule that became effective January 4, 2016. The ELG Final Rule sets new or additional requirements

¹ Available at <https://www.federalregister.gov/articles/2015/04/17/2015-00257/hazardous-and-solid-waste-management-system-disposal-of-coal-combustion-residuals-from-electric> (Last accessed July 5, 2016). The CCR Final Rule was published in the Federal Register on April 17, 2015.

² Available at <https://www.epa.gov/eg/steam-electric-power-generating-effluent-guidelines-2015-final-rule> (last accessed July 5, 2016). The ELG final rule was published in the Federal Register on November 3, 2015.

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