

Matthew G. Bevin
Governor

Charles G. Snaveley
Secretary
Energy and Environment Cabinet



Commonwealth of Kentucky
Public Service Commission

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Michael J. Schmitt
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Robert Cicero
Vice Chairman

Daniel E. Logsdon Jr.
Commissioner

December 06, 2016

PARTIES OF RECORD

RE: Case No. 2016-00398

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.

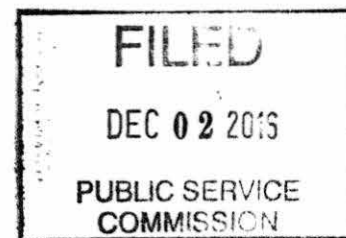
Sincerely,

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

Talina R. Mathews
Executive Director

TM/rs

**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. 2016-00398
Necessity for Water Re-directs and Basin)
Closure for East Bend Generating Station)

**APPLICATION OF DUKE ENERGY KENTUCKY, INC.,
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
AND REQUEST FOR EXPEDITED REVIEW**

Now comes Duke Energy Kentucky, Inc. (Duke Energy Kentucky or the Company), pursuant to KRS 278.020 and 807 KAR 5:001 Section 15 Duke Energy Kentucky requests that the Commission grant a Certificate of Public Convenience and Necessity (CPCN) for the Company to construct new and necessary water redirection and wastewater treatment processes, and to close and repurpose its existing coal ash impoundment (Pond) so to accommodate the new and necessary water redirection and treatment processes at its East Bend Generating Station (East Bend) and for all other required relief and approvals.

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

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 November 20, 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 November 20, 2016). The ELG final rule was published in the Federal Register on November 3, 2015.

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