

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF KENTUCKY)	
UTILITIES COMPANY FOR A CERTIFICATE)	
OF PUBLIC CONVENIENCE AND NECESSITY)	CASE NO.
AND APPROVAL OF AMENDMENT TO ITS)	2017-00483
2016 COMPLIANCE PLAN FOR RECOVERY)	
BY ENVIRONMENTAL SURCHARGE)	

ORDER

On January 26, 2018, Kentucky Utilities Company (“KU”) filed an application requesting a Certificate of Public Convenience and Necessity for construction of facilities for an amended Project 36 of KU’s 2016 Environmental Compliance Plan. KU proposes to construct an amended Phase II of the Coal Combustion Residuals (“CCR”) landfill at the E.W. Brown Generating Station (“Brown Station”), and to cap and close any remaining surface area of the Brown Station Main Ash Pond. KU also requests recovery of the costs of the proposed facilities through KU’s Environmental Cost Recovery Surcharge tariff.

KU asserts that the proposed projects are required for compliance with the federal CCR Rule.

Having reviewed KU’s application, the Commission finds that an investigation will be necessary to determine the reasonableness of the request.

IT IS THEREFORE ORDERED that:

1. The procedural schedule set forth in the Appendix to this Order shall be followed.

2. a. Responses to requests for information in paper medium shall be appropriately bound, tabbed, and indexed and shall include the name of the witness responsible for responding to the questions related to the information provided, with an original in paper medium and an electronic version to the Commission.

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. Any 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.

e. A party filing a paper containing personal information shall, in accordance with 807 KAR 5:001, Section 4(10), encrypt or redact the paper so that personal information cannot be read.

3. Any party filing testimony shall comply with the electronic filing procedures set forth in 807 KAR 5:001, Section 8, and shall file with the Commission an original in paper and an electronic version. The copy in paper medium shall be appropriately bound, tabbed, and indexed.

4. KU shall give notice of the hearing in accordance with the provisions set out in 807 KAR 5:001, Section 9(2)(b). In addition, the notice of hearing shall include the following statement: "This hearing will be streamed live and may be viewed on the PSC website, psc.ky.gov." At the time publication is requested, KU shall forward a duplicate of the notice and request to the Commission.

5. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), the official record of the proceeding shall be by video only.

6. Any motion to intervene filed after March 2, 2018, shall show a basis for intervention and good cause for being untimely, and must state with specificity the person's special interest that is not otherwise adequately represented, or the issues and facts the person will present that will assist the Commission in fully considering the matter. If the untimely motion is granted, the movant shall accept and abide by the existing procedural schedule.

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

8. 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.

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

By the Commission



ATTEST:


Executive Director

Case No. 2017-00483

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2017-00483 DATED

FEB 19 2018

- Requests for intervention shall be filed by03/02/18
- All initial requests for information to KU shall
be filed no later than03/12/18
- KU shall file responses to initial requests for
information no later than03/26/18
- All supplemental requests for information to KU shall be filed
no later than.....04/09/18
- KU shall file responses to supplemental requests
for information no later than.....04/23/18
- Intervenor testimony, if any, in verified prepared form, shall
be filed no later than05/02/18
- All requests for information to intervenors shall be filed no
later than.....05/11/18
- Intervenors shall file responses to requests for information
no later than.....05/23/18
- KU shall file rebuttal testimony, if any, no later
than.....06/01/18
- Last day for KU to publish notice of hearing To be scheduled
- Public Hearing to be held in Hearing Room 1
of the Commission's Offices at 211 Sower Boulevard,
Frankfort, Kentucky, for the purpose of cross-examination
of witnesses of KU and intervenors To be scheduled

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