

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

SANCTUARY CHURCH)	
)	
COMPLAINANT)	
V.)	CASE NO.
)	2018-00181
LOUISVILLE GAS AND ELECTRIC COMPANY)	
)	
DEFENDANT)	

ORDER

The matter is before the Commission upon a motion filed by Sanctuary Church requesting the use of electronic filing procedures in this proceeding. Although 807 KAR 5:001, Section 8, requires an applicant to file with the Commission a written notice of its election to use electronic filing procedures at least seven days prior to the filing of its application, Sanctuary Church states that the rule does not prohibit a party from filing a motion requesting the Commission to require electronic filing. Because this matter is in its early stages and because Louisville Gas and Electric Company has also agreed to the use of electronic filing procedures for this matter, Sanctuary Church maintains that electronic filing procedures will reduce filing costs and encourage efficiency in the handling of this matter. Sanctuary Church also states that it and its authorized representatives have read and understand the policies and procedures for electronic filing as set forth in 807 KAR 5:001, Section and that it has registered with the Commission's website to enable electronic filing capability.

Having reviewed the motion and being otherwise sufficiently advised, the Commission finds that 807 KAR 5:001, Section 8(2),¹ requires a notice of intent to use the electronic filing procedures be provided to the Commission at least seven days prior to the filing of an application. Further, 807 KAR 5:001, Section 8(1), provides that use of the electronic filing procedures outlined in 807 KAR 5:001, Section 8, shall be used upon an applicant's timely election of the use of electronic filing procedures. Thus, we find that a request to use the electronic filing procedures must be done in a timely manner, at least seven days prior to the filing of an application.

We note, however, that 807 KAR 5:001, Section 22, allows for a deviation from this requirement upon good cause shown. The Commission finds that Sanctuary Church has established good cause to allow a deviation from the notice requirement of 807 KAR 5:001, Section 8(2). We note that both parties to this matter have agreed to the use of electronic filing procedures and that discovery has just begun. Thus, no prejudice will occur by establishing the use of electronic filing procedures. Lastly, use of electronic filing procedures will assist in a thorough and efficient review of the instant matter.

IT IS HEREBY ORDERED that:

1. Sanctuary Church's motion for use of electronic filing procedures is granted.
2. The electronic filing procedures set forth in 807 KAR 5:001, Section 8, shall be used in the processing of this matter.

¹ 807 KAR 5:001, Section 8(2) provides, in relevant part, as follows:

At least seven (7) days prior to the submission of its application, an applicant shall:

- (a) File with the commission written notice of its election to use electronic filing procedures using the Notice of Election of Use of Electronic Filing Procedures form...

By the Commission

ENTERED
SEP 04 2018
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:


Executive Director

Case No. 2018-00181

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