

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF DUKE ENERGY)	CASE NO.
KENTUCKY, INC. TO AMEND ITS DEMAND SIDE)	2019-00277
MANAGEMENT PROGRAMS)	

ORDER

On December 20, 2019, Duke Energy Kentucky, Inc., (Duke Kentucky) filed a motion requesting to amend the procedural schedule to provide an opportunity for Duke Kentucky to file rebuttal testimony on or before January 24, 2020. In the September 9, 2019 Order, the Commission established a procedural schedule that provided for two rounds of discovery to Duke Kentucky, intervenor testimony, and one round of discovery to intervenors, but did not provide for rebuttal testimony. Pursuant to the procedural schedule, the parties can file a request no later than January 24, 2020, asking that the Commission either schedule a formal hearing or that the matter be decided upon the written record.

The Attorney General of the Commonwealth of Kentucky, by and through the Office of Rate Intervention (Attorney General), is the only intervenor in this proceeding. The Attorney General timely filed intervenor testimony. Commission Staff and Duke Kentucky timely filed discovery requests to the Attorney General. Pursuant to the procedural schedule, the Attorney General will file responses to the discovery requests no later than January 10, 2020.

As a basis for the motion, Duke Kentucky requests the opportunity to file rebuttal testimony not to delay the matter but to provide the Commission with a more complete, thorough record for the Commission's consideration and determination.

Having reviewed the motion and being otherwise sufficiently advised, the Commission finds that Duke Kentucky established good cause and that its motion to amend the procedural schedule should be granted. In the September 9, 2019 Order that established the procedural schedule, the Commission suspended the effective date of Duke Kentucky's proposed tariffs up to and including April 1, 2020. Because a hearing has not been requested or scheduled, amending the procedural schedule to permit Duke Kentucky to file rebuttal testimony and briefly extending the date for the parties to request a hearing will not result in undue delay or burden for any party, and will not delay a timely determination by the Commission by April 1, 2020.

IT IS THEREFORE ORDERED that:

1. Duke Kentucky's motion to amend the procedural schedule is granted.
2. The procedural schedule in the September 9, 2019 Order is stricken and replaced with the amended procedural schedule attached as an Appendix to this Order.
3. All other provisions of the September 9, 2019 Order not inconsistent with this Order shall remain in full force and effect.

By the Commission

ENTERED
JAN 02 2020
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:


Executive Director

Case No. 2019-00277

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2019-00277 DATED **JAN 02 2020**

Requests for intervention shall be filed no later than.....	09/27/19
Initial requests for information to Duke Kentucky shall be filed no later than.....	10/11/19
Duke Kentucky shall file responses to initial requests for information no later than.....	10/25/19
Supplemental requests for information to Duke Kentucky shall be filed no later than.....	11/08/19
Duke Kentucky shall file responses to supplemental requests for information no later than	11/22/19
Intervenor testimony, if any, in verified prepared form, shall be filed no later than	12/06/19
If there are no intervenors or no intervenor testimony, Duke Kentucky shall file a request for either an evidentiary hearing or that the matter be decided upon the record no later than	12/13/19
If intervenor testimony is filed, all requests for information to intervenors shall be filed no later than.....	12/20/19
Intervenors shall file responses to requests for information no later than	01/10/20
Duke Kentucky shall file rebuttal testimony no later than.....	01/24/20
If intervenor testimony is filed, the parties shall file a request for either an evidentiary hearing or that the matter can be decided upon the record no later than	01/31/20

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