

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF LOUISVILLE	)	
GAS AND ELECTRIC COMPANY FOR A	)	
CERTIFICATE OF PUBLIC CONVENIENCE AND	)	CASE NO.
NECESSITY AUTHORIZING LG&E TO BID ON A	)	2022-00018
FRANCHISE ESTABLISHED BY THE CITY OF	)	
VINE GROVE	)	

ORDER

On January 19, 2022, Louisville Gas & Electric Company (LG&E) filed its application with the Commission seeking a Certificate of Public Convenience and Necessity (CPCN) to authorize it to bid on a franchise offered by the city of Vine Grove, Kentucky, for electric and natural gas transmission and distribution service.<sup>1</sup> Under the provisions of KRS 278.020(5), no utility may apply for a franchise from any governmental agency until it has obtained a CPCN from this Commission based on our finding that there is a need and demand for the service sought to be rendered.

In light of the city of Vine Grove’s ordinance creating a franchise for electric and natural gas transmission and distribution service, the Commission determines that there is evidence of a need and demand for electric and natural gas transmission and distribution service in the above-mentioned city. Since the Commission’s authority in such matters is limited by statute to finding only whether there is a need and demand for

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<sup>1</sup> The case style on LG&E’s application referenced authorization to bid on a franchise established by the city of Eubank, Kentucky. Because the notice of intent, body of the application, and application exhibits are reference a request for authorization to bid on a franchise established by the city of Vine Grove, Kentucky, it appears that the reference to Eubank in the case style is an inadvertent error.

the service sought to be rendered, no finding or determination is made as to the qualifications of the bidder, the validity of any of the provisions of the franchises offered by said city, or the manner in which any franchise fees are to be treated for rate purposes.

The Commission directs to the Commission's July 22, 2021 Order in Case No. 2020-00085<sup>2</sup> regarding filings with the Commission.

IT IS THEREFORE ORDERED that:

1. LG&E is granted a CPCN that authorizes it to bid on a franchise offered by the city of Vine Grove, Kentucky, for electric and natural gas transmission and distribution service.

2. If LG&E is not the successful bidder, LG&E shall file with the Commission, within ten days of the award of the franchise at issue, a written notice stating that LG&E was not the successful bidder.

3. If LG&E is the successful bidder, LG&E shall file with the Commission, within ten days of the award of the franchise at issue, a copy of the executed franchise agreement and a statement disclosing the amount of the initial franchise fee.

4. If LG&E is the successful bidder, LG&E shall file with the Commission, within ten days of an increase or decrease in the amount of the initial franchise fee set forth in the franchise agreement, documentation setting forth the revised fee.

5. Any documents filed pursuant to ordering paragraphs 2, 3, or 4 of this Order shall reference the number of this case and shall be electronically submitted via the Commission's electronic Tariff Filing System.

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<sup>2</sup> Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID-19* (Ky. PSC July 22, 2021), Order (in which the Commission ordered that for case filings made on and after March 16, 2020, filers are NOT required to file the original physical copies of the filings required by 807 KAR 5:001, Section 8).

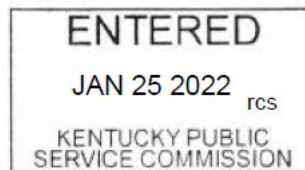
6. This Order shall not be construed as granting a CPCN to construct utility facilities in said city.

7. This case is closed and removed from the Commission's docket.

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By the Commission

Commissioner Marianne Butler did not participate in the deliberations or decision concerning this case.



ATTEST:

  
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Executive Director

\*Honorable Allyson K Sturgeon  
Managing Senior Counsel - Regulatory &  
LG&E and KU Energy LLC  
220 West Main Street  
Louisville, KENTUCKY 40202

\*Rick E Lovekamp  
Manager Regulatory Affairs  
Louisville Gas and Electric Company  
220 W. Main Street  
P. O. Box 32010  
Louisville, KY 40202

\*Sara Judd  
Senior Corporate Attorney  
Louisville Gas and Electric Company  
220 W. Main Street  
P. O. Box 32010  
Louisville, KY 40202

\*Louisville Gas and Electric Company  
220 W. Main Street  
P. O. Box 32010  
Louisville, KY 40232-2010