

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC 2024 JOINT INTEGRATED)	
RESOURCE PLAN OF LOUISVILLE GAS AND)	CASE NO.
ELECTRIC COMPANY AND KENTUCKY)	2024-00326
UTILITIES COMPANY)	

ORDER

This matter arises upon the motion of the Kentucky Industrial Utility Customers (KIUC), filed October 25, 2024, for full intervention. As a basis for its motion, KIUC stated that it has a special interest in this Integrated Resource Plan (IRP) proceeding not adequately represented by any party in this case¹ and, if granted intervention, will present issues and develop facts that will assist the Commission in fully considering the IRP without unduly complicating or disrupting the proceeding.² KIUC stated that several member(s) of KIUC are served by Kentucky Utilities Company (KU) and Louisville Gas & Electric Co. (LG&E) (collectively, LG&E/KU), including Air Liquide Industrial U.S. LP, Alliance Coal, LLC, Carbide Industries LLC, Corning Incorporated, Dow Silicones Corporation, Ford Motor Company, Ingevity, North American Stainless, The Chemours Company FC, LLC, and Toyota Motor Manufacturing, Kentucky, Inc.³

¹ KIUC's Motion to Intervene (filed Oct. 25, 2024) at 2.

² KIUC's Motion to Intervene at 3.

³ KIUC's Motion to Intervene at 2.

LEGAL STANDARD

The only person who has a statutory right to intervene in this Commission case is the Attorney General of the Commonwealth of Kentucky, by and through the Office of Rate Intervention (Attorney General), pursuant to KRS 367.150(8)(b). The Attorney General was granted intervention on October 24, 2024. Intervention by others is permissive and is within the sole discretion of the Commission.⁴

The regulatory standard for permissive intervention, set forth in 807 KAR 5:001, Section 4, is twofold. Commission regulation 807 KAR 5:001, Section 4(11), requires a person to set forth in the motion to intervene either (1) a special interest in the proceeding that is not otherwise adequately represented in the case, or (2) that intervention is likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings.

DISCUSSION AND FINDINGS

Based on a review of the pleadings at issue and being otherwise sufficient advised, the Commission finds that KIUC has demonstrated that it is likely to present issues or develop facts that will assist the Commission in considering this matter without undue complication the proceedings, for the reasons discussed below.

KIUC stated it is an association of the largest electric and gas public utility customers in Kentucky.⁵ KIUC explained that the purpose of KIUC is to represent the industrial viewpoint on energy and utility issues before this Commission and before all

⁴ *Inter-County Rural Electric Cooperative Corporation v. Public Service Commission of Kentucky*, 407 S.W.2d 127, 130 (Ky. 1966).

⁵ KIUC's Motion to Intervene at 2.

other appropriate governmental bodies.⁶ KIUC argued that it has participated in ratemaking matters before this Commission since 1978 and was formally incorporated in 1983.⁷ Over the past 30 years alone, KIUC stated that it has intervened in approximately one hundred cases addressing electric rate and service issues.⁸ In these proceedings, KIUC stated it currently expects to actively participate at the evidentiary hearing.⁹ KIUC stated that it intends to play a constructive role in the Commission's decision-making process and will not unduly complicate or disrupt proceedings.¹⁰

Based on the above, the Commission finds that KIUC should be granted full rights of a party in this proceeding. The Commission directs KIUC to the Commission's July 22, 2021, Order in Case No. 2020-00085¹¹ regarding filings with the Commission.

IT IS HEREBY ORDERED that:

1. KIUC's motion to intervene is granted.
2. KIUC is entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order.
3. KIUC shall comply with all provisions of the Commission's regulations, 807 KAR 5:001, Section 8, related to the service and electronic filing of documents.

⁶ KIUC's Motion to Intervene at 2.

⁷ KIUC's Motion to Intervene at 3.

⁸ KIUC's Motion to Intervene at 3.

⁹ KIUC's Motion to Intervene at 3.

¹⁰ KIUC's Motion to Intervene at 3.

¹¹ 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).

4. KIUC shall adhere to the procedural schedule set forth in the Commission's October 30, 2024 Order and as amended by subsequent Orders.

5. Pursuant to 807 KAR 5:001, Section 8(9), within seven days of service of this Order, KIUC shall file a written statement with the Commission that:

a. Certifies that it, or its agent, possesses the facilities to receive electronic transmissions; and

b. Sets forth the electronic mail address to which all electronic notices and messages related to this proceeding shall be served.

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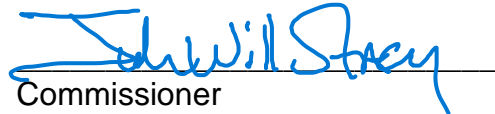
PUBLIC SERVICE COMMISSION



Chairman



Commissioner

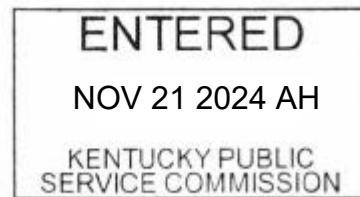


Commissioner

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