

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF KENTUCKY)	
UTILITIES COMPANY AND LOUISVILLE GAS)	CASE NO.
AND ELECTRIC COMPANY FOR CERTIFICATES)	2025-00045
OF PUBLIC CONVENIENCE AND NECESSITY)	
AND SITE COMPATIBILITY CERTIFICATES)	

ORDER

On February 28, 2025, Louisville Gas and Electric Company (LG&E) and Kentucky Utilities Company (KU) (jointly, LG&E/KU), pursuant to KRS Chapter 278, including KRS 278.020(1) and applicable sections of 807 KAR 5, filed an application for Certificates of Public Convenience and Necessity (CPCN) for the construction of two approximately 645 megawatt (MW) net summer rating natural gas combined cycle combustion turbine (NGCC) facilities, a selective catalytic reduction (SCR) facility, and a 400 MW, 4-hour (1600 megawatt hour (MWh)) lithium-ion battery energy storage system (BESS) facility and several siting certificates.¹

The Commission established a procedural schedule by Order dated March 13, 2025, to ensure the orderly processing of this matter.²

¹ Application.

² Order (Ky. PSC Mar. 13, 2025).

By Order issued on May 14, 2025,³ the Commission granted KU's motion to consolidate Case No. 2025-00105 with this proceeding.⁴ Due to the consolidation of Case No. 2025-00105 with this matter, the Commission, on its own motion, finds that the procedural schedule issued on March 13, 2025, should be amended to extend the deadline for intervening parties to participate in requests for information and assist the Commission in creating a thorough record. The Commission also finds that Case No. 2025-00105 is incorporated into the record of this proceeding

Furthermore, pursuant to KRS 278.183(4), the Commission will employ a consultant to review KU's amended environmental compliance plan. The consultant engaged by the Commission will send its invoices to the Commission for review and payment; the Commission will forward the invoices as part of an Order to KU for reimbursement for payment. KU will reimburse the Commission for the amount of the invoice within 30 days of receipt of the of invoice by check or money order payable to the Kentucky State Treasurer and mailed or delivered to the Office of the General Counsel, Kentucky Public Service Commission, 211 Sower Boulevard, Post Office Box 615, Frankfort, Kentucky, 40602. The Commission finds that copies of the invoices and proof of payments should be entered into the record of Case No. 2025-00045. Inclusion in the record is appropriate because the costs of the consultants should be included in the environmental surcharge amount pursuant to KRS 278.183(4). The consultant should

³ Order (Ky. PSC May 14, 2025).

⁴ Case 2025-00105, *Electronic Application of Kentucky Utilities Company for Approval of its 2025 Compliance Plan for Recovery by Environmental Surcharge* (filed Apr. 30, 2025), Motion of KU to Consolidate Proceedings, Incorporate by Reference, and Grant Intervention.

only invoice for issues solely related to the review of KU's amended environmental compliance plan.


IT IS THEREFORE ORDERED that:

1. The procedural schedule established on March 13, 2025, is amended.
2. The amended procedural schedule set forth in the Appendix to this Order shall be followed.
3. The Commission finds that Case No. 2025-00105 is incorporated into this case.
4. The reimbursement process for consultants engaged by the Commission as outlined in this Order, and pursuant to KRS 278.183 shall be followed.
5. All provisions of the Commission's March 13, 2025 Order that are in conflict with the provisions of this Order are vacated, and all other provisions not in conflict shall remain in effect.

PUBLIC SERVICE COMMISSION


Chairman

Vice Chairman


Commissioner

ATTEST:


Executive Director



APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2025-00045 DATED MAY 14, 2025

Last day for intervention requests to be accepted.....05/19/2025

All supplemental requests for information to LG&E/KU
shall be filed no later
than.....05/27/2025

LG&E/KU shall file responses to supplemental requests for
information no later than.....06/02/2025

Intervenor testimony, if any, in verified prepared
form shall be filed no later than.....06/06/2025

All requests for information to intervenors
shall be filed no later than.....06/20/2025

Intervenors shall file responses to requests for
information no later than.....07/01/2025

LG&E/KU shall file, in verified form, its rebuttal
testimony no later than.....07/14/2025

Public hearing to be held at 9 a.m. Eastern Daylight Time in the Richard
Raff Hearing Room at the offices of the Public Service Commission at
211 Sower Boulevard, Frankfort, Kentucky, for the purpose of
cross-examination of witnesses of LG&E/KU and intervenors.....08/04/2025

Post-hearing briefs, if any.....To be scheduled

*Angela M Goad
Assistant Attorney General
Office of the Attorney General Office of Rate
700 Capitol Avenue
Suite 20
Frankfort, KY 40601-8204

*Honorable David Edward Spenard
Strobo Barkley PLLC
239 South 5th Street
Ste 917
Louisville, KY 40202

*Joshua Smith
Sierra Club
2101
Webster St. , Suite 1300
Oakland, CA 94612

*Ashley Wilmes
Kentucky Resources Council, Inc.
Post Office Box 1070
Frankfort, KY 40602

*Honorable W. Duncan Crosby III
Attorney at Law
Stoll Keenon Ogden, PLLC
2000 PNC Plaza
500 W Jefferson Street
Louisville, KY 40202-2828

*Kristin Henry
Staff Attorney
Sierra Club Environmental Law Program
2101 Webster Street
Suite 1300
Oakland, CA 94612

*Honorable Allyson K Sturgeon
Vice President and Deputy General Counsel-
LG&E and KU Energy LLC
220 West Main Street
Louisville, KY 40202

*Thomas J FitzGerald
Counsel & Director
Kentucky Resources Council, Inc.
Post Office Box 1070
Frankfort, KY 40602

*Larry Cook
Assistant Attorney General
Office of the Attorney General Office of Rate
700 Capitol Avenue
Suite 20
Frankfort, KY 40601-8204

*Bethany Baxter
Childers & Baxter PLLC
300 Lexington Building, 201 West Sho
Lexington, KY 40507

*James W Gardner
Sturgill, Turner, Barker & Moloney, PLLC
333 West Vine Street
Suite 1400
Lexington, KY 40507

*Michael West
Office of the Attorney General Office of Rate
700 Capitol Avenue
Suite 20
Frankfort, KY 40601-8204

*Honorable William H May, III
Attorney at Law
Hurt, Crosbie & May PLLC
The Equus Building
127 West Main Street
Lexington, KY 40507

*Jody Kyler Cohn
Boehm, Kurtz & Lowry
425 Walnut Street
Suite 2400
Cincinnati, OH 45202

*Honorable Michael L Kurtz
Attorney at Law
Boehm, Kurtz & Lowry
425 Walnut Street
Suite 2400
Cincinnati, OH 45202

*William H May, III
Hurt, Deckard & May
The Equus Building
127 West Main Street
Lexington, KY 40507

*Joe F. Childers
Childers & Baxter PLLC
300 Lexington Building, 201 West Sho
Lexington, KY 40507

*Honorable Matthew R Malone
Attorney at Law
Hurt, Deckard & May
The Equus Building
127 West Main Street
Lexington, KY 40507

*Byron Gary
Kentucky Resources Council, Inc.
Post Office Box 1070
Frankfort, KY 40602

*John Horne
Office of the Attorney General Office of Rate
700 Capitol Avenue
Suite 20
Frankfort, KY 40601-8204

*Nathaniel Shoaff
Sierra Club
2101
Webster St. , Suite 1300
Oakland, CA 94612

*Rick E Lovekamp
Manager - Regulatory Affairs
LG&E and KU Energy LLC
220 West Main Street
Louisville, KY 40202

*Sara Judd
Senior Corporate Attorney
LG&E and KU Energy LLC
220 West Main Street
Louisville, KY 40202

*Robert Conroy
Vice President, State Regulation and Rates
LG&E and KU Energy LLC
220 West Main Street
Louisville, KY 40202

*Toland Lacy
Office of the Attorney General
700 Capital Avenue
Frankfort, KY 40601

*Rebecca C. Price
Sturgill, Turner, Barker & Moloney
155 East Main Street
Lexington, KY 40507

*Tony Mendoza
Staff Attorney
Sierra Club Environmental Law Program
2101 Webster Street
Suite 1300
Oakland, CA 94612

*Randal A. Strobo
Strobo Barkley PLLC
239 South 5th Street
Ste 917
Louisville, KY 40202

*M. Todd Osterloh
Sturgill, Turner, Barker & Moloney, PLLC
333 West Vine Street
Suite 1400
Lexington, KY 40507

*Simon Mahan
Southern Renewable Energy Association
11610 Pleasant Ridge Road
Suite 103
Little Rock, AR 72223

*Whit Cox
Southern Renewable Energy Association
11610 Pleasant Ridge Road
Suite 103
Little Rock, AR 72223

*Kentucky Utilities Company
220 W. Main Street
P. O. Box 32010
Louisville, KY 40232-2010

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