

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF KENTUCKY)	
UTILITIES COMPANY FOR AN ADJUSTMENT OF)	CASE NO.
ITS ELECTRIC RATES AND APPROVAL OF)	2025-00113
CERTAIN REGULATORY AND ACCOUNTING)	
TREATMENTS)	

ORDER

On July 16, 2025, Kentucky Utilities Company (KU) filed motion to deviate, pursuant to 807 KAR 5:001, Section 22, seeking approval to present the Commission with a thumb drive containing the response to Kentuckians for the Commonwealth, Kentucky Solar Energy Society, and Metropolitan Housing Coalition's (collectively, Joint Intervenor) First Request for Information, Item No. 136, which exceeds the current 50 MB per-file filing limit of the Commission's E-Filing System. KU's zip file contains a single compressed Excel file, which cannot be broken into smaller files without destroying its functionality. KU is requesting permission to produce the file to the Commission in the manner set forth in its motion. For the reasons stated below, the Commission grants KU's motion to deviate.

LEGAL STANDARD

Pursuant to 807 KAR 5:001, Section 22, the Commission may, at its discretion, allow deviation from the filing requirements in 807 KAR 5:001 upon a showing of good

cause. Commission regulation 807 KAR 5:001, Section 8 and Case No. 2020-000851¹ require parties to cases such as this

KU'S MOTION TO DEVIATE

KU's motion to deviate includes a zip file which exceeds the 50 MB filing limit of the Commission's E-Filing System, the file is titled: JI 1-136 attachment. KU stated that this zip file consists of a single compressed excel file, which cannot be broken into smaller files without destroying its functionality.² KU stated that it contacted Commission Staff in the Filings Branch for assistance and were advised to provide the large files to the Commission using a thumb drive.³

Additionally, KU stated that it would "also provide a copy of the public attachment on its counsel's file sharing workspace that is used to provide access to confidential information."⁴ Finally, KU stated that granting the motion to deviate would not prevent the Commission from maintaining physical control of the case filings.⁵

DISCUSSION AND FINDINGS

Based upon a review of the motion, and being otherwise sufficiently advised, the Commission finds that KU has established good cause to deviate from the filing requirements housed in 807 KAR 5:001, Section 8. By providing the Commission with a thumb drive, the Commission is able to maintain its records in accordance with

¹ Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus Covid-19* (Ky. PSC July 22, 2021), Order.

² Motion to Deviate (filed July 16, 2025) at 2.

³ Motion to Deviate at 2.

⁴ Motion to Deviate at 2.

⁵ Motion to Deviate at 2.

KRS 278.100. Additionally, KU is instructed to provide identical thumb drives to all parties granted intervention in this case, if requested by the parties.

However, the Commission cautions KU, and all other parties, that this remedy may not be appropriate in future case filings. Therefore, the best practice remains for KU and other parties to contact the Commission Filings Branch for assistance with electronic filing issues

IT IS THEREFORE ORDERED that:

1. KU's motion to deviate from 807 KAR 5:001, Section 8 is granted.
2. KU is instructed to provide a copy of the subject materials to all parties to this matter on a physical thumb drive, if requested, and maintain electronic access of the same as set forth in this Order during the pendency of this matter.

PUBLIC SERVICE COMMISSION


Chairman


Commissioner


Commissioner

ATTEST:


Executive Director



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