



Andy Beshear
Governor

Rebecca W. Goodman
Secretary
Energy and Environment Cabinet

Commonwealth of Kentucky
Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, Kentucky 40602-0615
Telephone: (502) 564-3940
psc.ky.gov

Kent A. Chandler
Chairman

Angie Hatton
Vice Chairman

Mary Pat Regan
Commissioner

May 31, 2023

TRANSMITTED ELECTRONICALLY

Parties of Record

Re: Case No. 2021-00294, *An Electronic Examination Of The Application Of The Fuel Adjustment Clause Of Kentucky Utilities Company From November 1, 2020 Through April 30, 2021*: Requests to inspect confidential fuel bid sheets granted confidential treatment.

To Whom It May Concern:

Foresight Coal Sales ("Foresight") has filed suit against the Commission in the Eastern District of Kentucky, United States District Court alleging that KRS 278.277 is unconstitutional. The case is docketed as 3:21-cv-00016-GFVT-EBA, *Foresight Coal Sales, LLC. v. Chandler*. This letter is to put Kentucky Utilities Company (KU) on notice that Foresight, through discovery, has requested that the Commission produce fuel bid sheets, filed with the Commission on September 1, 2021, that the Commission has afforded confidential treatment.

807 KAR 5:001, Section 13(10)(d), as well as the May 17, 2022 Order granting confidential treatment to the bid sheets in Case No. 2021-00247, require that the Commission notify KU of the request and allow KU 20 days in which to file a response to the request for production of the bid sheet. Accordingly, KU is directed to file, within 20 days of receipt of this letter, and through the Commission's electronic filing system in the docket of Case No. 2021-00294, a response to the request to inspect the confidential material.

If you have any questions, please contact J.E.B. Pinney, Executive Advisor, at (502) 782-2587 or via e-mail, Jeb.Pinney@ky.gov

Sincerely,

Linda Bridwell, P.E.
Executive Director

*Andrea M. Fackler
Manager, Revenue Requirement
LG&E and KU Energy LLC
220 West Main Street
Louisville, KENTUCKY 40202

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

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

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