

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY POWER COMPANY	)	
FOR APPROVAL OF ITS 2011 ENVIRONMENTAL	)	
COMPLIANCE PLAN, FOR APPROVAL OF ITS	)	CASE NO.
AMENDED ENVIRONMENTAL COST RECOVERY	)	2011-00401
SURCHARGE TARIFF, AND FOR THE GRANT OF A	)	
CERTIFICATE OF PUBLIC CONVENIENCE AND	)	
NECESSITY FOR THE CONSTRUCTION AND	)	
ACQUISITION OF RELATED FACILITIES	)	

O R D E R

On May 30, 2012, Kentucky Power Company ("Kentucky Power") filed a motion for leave to withdraw without prejudice its application in this case. The application, filed on December 5, 2011, requested approval of: (1) Kentucky Power's 2011 Environmental Compliance Plan; (2) its amended environmental cost recovery surcharge tariff; and (3) construction and acquisition of related facilities.

In support of its motion, Kentucky Power states that it wishes to reevaluate alternatives to meet its obligations under the Consent Decree,<sup>1</sup> the Cross-State Air Pollution Rule, the Mercury and Air Toxics Standards, and other environmental standards applicable to its Big Sandy Generating Station. Kentucky Power further

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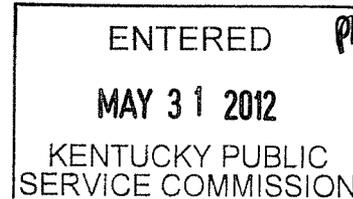
<sup>1</sup> Kentucky Power's Big Sandy Unit 1 and Big Sandy Unit 2 are subject to requirements entered by the United States District Court for the Southern District of New York in an action arising under the Federal Clean Air Act and styled *United States v. American Electric Power Service Corp.*, Civil Action C2-99-1250 (S.D.N.Y., Oct. 9, 2007).

states that it will file a new application, as required by Kentucky law, when its reanalysis is complete and a decision is made on the alternative.

Based on the motion to withdraw its application without prejudice and being otherwise sufficiently advised, the Commission will grant the motion and allow Kentucky Power's application to be withdrawn without prejudice.

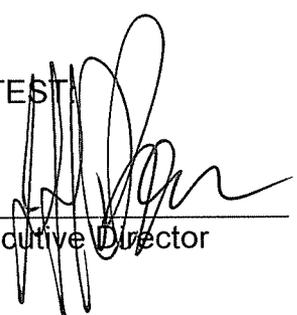
IT IS THEREFORE ORDERED that Kentucky Power's motion to withdraw its application is granted without prejudice and this case is closed and removed from the Commission's docket.

By the Commission



Commissioner Breathitt is abstaining from this proceeding.

ATTEST

  
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Executive Director

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