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# Case Management System - KY Public Service Commission

*Regular Cases Before the Commission as of September 05, 2026*

## 2012-00226

RECEIVED: 06/01/12 FILED: 06/01/12 FINAL: 12/20/12 REOPENED:
SUSPENSION DATE: 11/30/12

**CASE CODE**
Tariffs

**UTILITIES:**
Kentucky Power Company

INTERVENORS: Kurtz-KIUC

**HEARINGS:**

| | |
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| 11/01/12 | Formal Hearing |
| 06/21/12 | Informal Conference |

**INDEX OF EVENTS:**

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| 12/05/19 | Final Order Entered: 1. This case is opened to address certain outstanding petitions for confidential treatment. 2. The petitions for confidential treatment listed in Appendix B to this Order are granted. 3. The granting of these petitions shall not be cited as precedent in other proceedings before the Commission. 4. All movants shall review the petitions to determine if the material for which confidential treatment was requested still warrants confidential treatment. 5. A movant shall inform the Commission in writing, and filed in the original case file, if it determines that the information contained in a petition that is granted by this Order no longer warrants confidential treatment. 6. The Commission shall make available for inspection, upon request, any materials that a movant determines no longer warrants confidential treatment. 7. This case is closed and removed from the Commission's docket. |
| 01/08/13 | Kentucky Power Company and KIUC Letter Agreeing Neither Will See Rehearing or Appeal of Commission's December 20, 2012 Order |
| 12/20/12 | Order Entered: 1. Kentucky Power's June 1 application to withdraw its experimental Tariff RTP is denied. 2. Kentucky Power's request in its June 1 application that the Commission prohibit any customers from taking service under the existing Tariff RTP after June 27, 2012, the latest date notification could be received for bills to be issued during Cycle 1 of the July, 2012 billing cycle; or the effective date of the Company's to- be-filed real-time pricing tariff if the Commission does not permit Tariff RTP to be withdrawn is denied as moot. 3. No customer of Kentucky Power shall take service under the Tariff RTP, as less than a year remains for the tariff's duration. 4. As none of the ten customers currently taking service under Tariff RTP qualify for service thereunder, for service rendered on and after January 1, 2013, Kentucky Power shall remove those customers from Tariff RTP and shall provide service to those ten customers under the applicable standard tariff - either Tariff CIPTOD or Tariff QP - under which the customer was served immediately prior to taking service under Tariff RTP. 5. Kentucky Power's June 11 application for approval of its Experimental Real Time Pricing Rider, Rider RTP, is denied as moot. 6. KIUC's motion to dismiss is denied. |
| 12/19/12 | Letter to Michael Kurtz granting KIUC's petition for confidentiality filed 9/24/12 for protection of certain information. |
| 12/19/12 | Letter to Mark Overstreet granting Kentucky Power's petition for confidentiality filed 10/2/12 for protection of certain information |
| 12/19/12 | Letter to Mark Overstreet granting Kentucky Power's petition for confidentiality filed 8/27/12 for protection of certain information. |
| 12/19/12 | Letter to Mark Overstreet granting Kentucky Power's petition for confidentiality filed 7/27/12 for protection of certain information. |
| 11/26/12 | Brief of KIUC |
| 11/21/12 | Kentucky Power Company Notice of Filing of Transcription |
| 11/21/12 | Kentucky Power Company's Brief |
| 11/13/12 | Memo containing disclosure information |

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| 11/09/12 | Kentucky Power Company's Responses to November 1, 2012 Hearing Data Requests and Petition for Confidentiality |
| 11/05/12 | Notice of Filing Hearing Documents |
| 11/01/12 | KIUC's Original Verification of Stephen J. Baron |
| 10/30/12 | KIUC Verification of Stephen Baron |
| 10/26/12 | KY Power Supplemental Response to KIUCs 1st Set of DR Item No 1 |
| 10/25/12 | KY Power Proof of Publication |
| 10/05/12 | KY Powers Rebuttal Testimony of Wohnhas and Roush with Conf Petition |
| 10/02/12 | KY Power Petition for Confidential Treatment |
| 10/02/12 | KY Power Responses to KIUCs 1st Set of DR Item No 1 |
| 09/24/12 | KIUC's Responses to KY Power and Commission Staff with Confidential Petition |
| 09/21/12 | KY Power Response to Commission Staff 3rd DR |
| 09/07/12 | Order Entered:<br>1. A hearing in the matter shall be held on November 1, 2012 at 10:00 a.m. Eastern Standard Time, in Hearing Room 1 of the Commission's office at 211 Sower Boulevard, Frankfort , Kentucky .<br>2. Kentucky Power Company shall publish notice of this hearing in compliance with 807 KAR 5101 1, Section 8(5).<br>3. The official record of these proceedings shall be by video only.<br>4. Any request to cancel or postpone this hearing shall be made by motion filed with the Commission at least one week before the hearing is scheduled to commence . |
| 09/07/12 | KY Power's Notice of Compliance and Data Requests to KIUC |
| 09/06/12 | Order Entered:<br>1. Kentucky Power's petition to deviate from the filing requirements of the Commission's June 28, 2012 Order is granted.<br>2. Kentucky Power shall file an original paper copy with the Commission, serve paper copies on the party of record, and submit ten electronic copies to the Commission.<br>3. Kentucky Power shall file within seven days of the date of this Order the paper original with the Commission. |
| 09/06/12 | Commission Staff's First Request for Information to Kentucky Industrial Utility Customers, Inc. |
| 09/06/12 | Commission Staff's Third Request for Information to Kentucky Power Company |
| 08/27/12 | KIUC's Direct Testimony and Exhibits of Stephen Baron |
| 08/27/12 | KY Power's Petition for Leave to Deviate and Confidential Petition |
| 08/27/12 | KY Power's Response to KIUC Item No. 1 |
| 08/20/12 | KY Power's Supplemental Response to KPSC 2-5(d) |
| 08/14/12 | Letter to Mark Overstreet granting Kentucky Power's petition for confidentiality filed 7/23/12 for protection of certain information. |
| 08/14/12 | Letter to Mark Overstreet granting Kentucky Power's petition for confidentiality filed 7/13/12 for protection of certain information. |
| 08/10/12 | Kentucky Power Company's Responses to KIUC and Commission Staff's Data Requests and Petition for Confidentiality |
| 07/30/12 | KIUC Supplemental Data Requests to KY Power |
| 07/27/12 | KY Power Supp Response to KIUC 1st Set of DR Item No 1 with Conf Petition |
| 07/26/12 | Commission Staff's Second Request for Information to Kentucky Power Company |
| 07/23/12 | KY Power Supplemental Response to KIUC with Conf Petition |
| 07/20/12 | Order Entered: Kentucky Power's petition to deviate from the filing requirements of the June 28, 2012 Order is granted to the extent that it may file<br>an original in paper medium with the Commission, serve paper copies on parties of record, and submit ten electronic copies to the Commission. |
| 07/13/12 | KY Power Responses to Commission Staff and KIUC DR with Conf Petition |
| 07/13/12 | KY Power Response to Commission Staff 1st Set of DR |
| 07/13/12 | KY Power Petition for Leave to Deviate from Filing Requirements |
| 07/13/12 | KY Power Response to KIUC 1st Set of DR with CD |
| 07/02/12 | KIUC's 1st Set of DR to KY Power |
| 06/28/12 | Order Entered:<br>1. KIUC's motion for clarification is granted to the limited extent that if any ambiguity exists in the June 21 Order, the Commission reiterates that the request in Kentucky Power's application that the Commission prohibit any customers from taking service under the existing Tariff RTP after July 1, 2012 is taken under advisement and will be ruled on at a later date.<br>2. Kentucky Power's request that the existing Tariff RTP be suspended after July 1, 2012 during the |

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| | pendency of this proceeding is denied.<br>3. Nothing contained herein shall prevent the Commission from entering further Orders in this matter. |
| 06/28/12 | Commission Staff's First Request for Information to Kentucky Power Company |
| 06/26/12 | KIUC reply to the response of Ky Power to KIUCs motion for clarification filed June 22, 12 |
| 06/22/12 | PSC Response to Petition for Intervention |
| 06/22/12 | KIUC's Motion for Clarification |
| 06/22/12 | KY Power's Response to KIUC's Motion For Clarification |
| 06/22/12 | KIUC's Motion to Cancel Informal Conference |
| 06/21/12 | Order Entered:<br>1. Kentucky Power's proposed Rider RTP shall be investigated as part of this case.<br>2. Kentucky Power's proposed Rider RTP is hereby suspended for five months from July 1 , 2012, up to and including November 30, 2012.<br>3. That portion of Kentucky Power's application requesting the Commission prohibit any customers from taking service under Tariff RTP after July 1, 2012 is taken under advisement and will be ruled on at a later date.<br>4. The procedural schedule set forth in Appendix A shall be followed.<br>5. a. Responses to requests for information shall be appropriately bound.<br>b. Each response shall be under oath.<br>c. Any party shall make timely amendment to any prior response.<br>d. For any request to which a party fails or refuses to furnish all or part of the requested information, that party shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.<br>6. Any party filing testimony shall file an original and ten copies.<br>7. At any public hearing in this matter, neither opening statements nor summarization of direct testimony shall be permitted<br>8. The Commission does not look favorably upon motions for continuance. Consequently, motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.<br>9. Nothing contained herein shall prevent the Commission from entering further Orders in this matter. |
| 06/20/12 | Commission Staff's Notice of Informal Conference |
| 06/20/12 | KIUC's Motion for Informal Conference |
| 06/20/12 | KIUC's Reply to KY Power Response |
| 06/15/12 | KY Power's Response to KIUC's Motion to Dismiss Application to Withdraw Tariff RTP |
| 06/11/12 | Kentucky Power's Rider RTP |
| 06/08/12 | Order Entered: (1) The petition of KIUC to intervene is granted. (2) KIUC shall be 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) Should KIUC file documents of any kind with the Commission in the course of these proceedings, KIUC shall also serve a copy of said documents on all other parties of record. (4) All motions to intervene and any responses to KIUC's Response shall be filed no later than June 15, 2012. |
| 06/07/12 | KIUC's Response and Motion to Dismiss with Petition to Intervene |
| 06/04/12 | Acknowledge Receipt of Filing |
| 06/04/12 | Marathon Petroleum Company's Objection and Request to Intervene |
| 06/01/12 | Application of Kentucky Power company to Withdraw its Tariff RTP Pending Submission by the Company and Approval by the Commission of a New Real-Time Pricing Tariff |

Total Number of Cases: 1