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**Case Management System - KY Public Service Commission***Regular Cases Before the Commission as of May 08, 2024***2012-00503**

RECEIVED: 11/19/12

FILED: 11/19/12

FINAL: 12/18/15

REOPENED:

SUSPENSION DATE:

**CASE CODE**

Complaints - Rates, Service

**UTILITIES:**

Grayson R.E.C.C.

East Kentucky Power Cooperative, Inc.

INTERVENORS: Crawford - Owen/Fleming-

**HEARINGS:**

08/08/13 Informal Conference

07/17/13 Informal Conference

**INDEX OF EVENTS:**

12/18/15 Order Entered: The motions to dismiss filed jointly by Grayson and EKPC and by Shelby Energy are granted.  
 2. The petitions for confidentiality filed on July 26, 2013, July 29, 2013, and January 6, 2015, are denied.  
 3. The material denied confidentiality shall not be placed in the record for 33 days to allow for the filing of a request for rehearing pursuant to KRS 278.400 or an action for review pursuant to KRS 278.410.  
 4. EKPC shall file within 20 days of the date of this Order, using the

09/30/15 EKPC Notice of Filing Memorandum of Understanding

08/18/15 East Kentucky Power Coop., Inc. Notice of Status Update

07/06/15 East Kentucky Power Coop., Inc.'s Reply To Grayson RECC

06/29/15 Response to Grayson RECC to PSC Order of June 19, 2015

06/22/15 East Kentucky Power Coop., Inc.'s Notice of Filing of Memorandum

06/19/15 Order Entered: within 10 days from the date of this Order  
 Grayson and EKPC shall file a copy of the settlement agreement referenced in their joint motion to dismiss and any other document addressing the allocation of alternatively sourced power under Amendment 3.

05/28/15 Shelby Energy Coop. Inc. Motion to Dismiss

05/26/15 Grayson RECC and East Kentucky Power Cooperative, Inc. Joint Motion to Dismiss

05/11/15 Shelby Energy Coop, Inc. Reply to Grayson RECC Response

05/06/15 Grayson RECC. Response to Motion to Dismiss

04/30/15 Shelby Energy Cooperative, Inc. Motion to Dismiss Amended Petition

04/20/15 East Kentucky Power Cooperative, Inc.'s Response with Transcripts

04/20/15 East Kentucky Power Cooperative, Inc.'s Objection

04/14/15 Order Entered: 1. EKPC's motion for a ten-day extension of time to respond to Grayson's motion for a final hearing is granted. 2. EKPC shall have through April 20, 2015, in which to file a response to Grayson's motion.

04/13/15 Shelby Energy Cooperative, Inc.'s Response to Motion

04/09/15 EKPC Motion for Extension

04/03/15 Grayson RECC Motion for Hearing on Merits

01/06/15 Amended petition of Grayson RECC

05/05/14 EKPC, et al. Joint Movants' Reply in Support of Their Motion to Compel

04/28/14 Grayson RECC Response to Motion to Compel Discovery

04/08/14 EKPC, et al. Motion to Compel

03/31/14 Grayson RECC's Response to Second Request for Information

02/03/14 EKPC Notice of Deposition of Greg Shepler and Subpoena Duces Tecum

01/27/14 East Kentucky Power Cooperative's Deposition of Don Mosier  
 East Kentucky Power Cooperative's Deposition of Anthony Campbell

01/22/14 EKPC, South Kentucky RECC, Cumberland Valley, Farmers RECC, Blue Grass Energy, Big Sandy RECC, Licking Valley RECC, Inter-County Energy, Nolin RECC, & Clark Energy's Second Request for Information to Grayson RECC

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12/19/13	East Kentucky Power Cooperative Inc.'s Responses to Grayson RECC's Document Request to All Intervening Distribution Cooperative Respondents
12/06/13	East Kentucky Power Cooperative, Inc.'s Notices of Deposition for Carol Fraley, Don Combs, Jimmy Whitt, William Rice, Kenneth Arrington, Harold Dupuy and Bryan Poling
12/04/13	Grayson RECC Second Amended Notice to Take Deposition of Don Mosier
12/04/13	Grayson RECC Amended Notice to Take Deposition of Anthony Campbell
11/27/13	Grayson RECC's Deposition of David Crews
11/27/13	Grayson RECC's Deposition of Darrin Adams
11/27/13	Grayson RECC's Deposition of Denver York
11/26/13	Grayson RECC Response to EKPC's First Request for Information
11/20/13	East Kentucky Power Cooperative's Notice of Cancellation of Deposition of Larry Hicks
11/20/13	East Kentucky Power Cooperative's Notice of Cancellation of Deposition of Mark Stallons
11/19/13	Jackson Energy Cooperative's Answers to Interrogatories Propounded by Grayson RECC
11/19/13	Jackson Energy Cooperative's Responses to Request for Production Propounded by Grayson RECC
11/14/13	East Kentucky Power Cooperative's Notice of Deposition of Roger Trent, Donnie Crum, Eddie Martin, Larry Hicks, and Mark Stallons
11/07/13	Grayson RECC Amended Notice to Take Deposition of Don Mosier
11/07/13	Grayson RECC Notice to Take Deposition of Anthony Campbell
11/06/13	Fleming-Mason Electric Cooperative Inc.'s Responses to Document Request of Petitioner
11/06/13	Grayson Rural Electric Cooperative Corporation Notice of Cancellation of Depositions of Barry Warner, Don Mosier, Patrick Wood, and Jeff Brandt
11/06/13	Fleming-Mason Electric Cooperative, Inc.'s Answers to Interrogatories of Petitioner
11/01/13	Owen Electric Cooperative, Inc.'s Responses to Grayson RECC's Requests for Documents and Answers to Grayson RECC's Interrogatories
11/01/13	East Kentucky Power Company, et al First Request for Information to Grayson RECC
10/31/13	Grayson RECC Letter to EKPC Regarding Availability for Deposition
10/31/13	Shelby Energy Cooperative Responses to Grayson RECC's Document Requests to All Intervening Cooperative Respondents
10/31/13	EKPC Letter to Grayson RECC Regarding Availability of Witnesses
10/31/13	Shelby Energy Cooperative Answers to Grayson RECC's Interrogatories to All Intervening Cooperative Respondents
10/29/13	Owen Electric Cooperative, Inc. and Fleming-Mason Electric Cooperative Answers to Interrogatories to All Intervening Distribution Cooperative Respondents
10/28/13	Farmers RECC's Answers to Grayson RECC's Interrogatories to All Intervening Distribution Cooperative Respondents
10/28/13	Grayson RECC Response of Grayson RECC to Motion of Shelby Energy Cooperative
10/28/13	East Kentucky Power Cooperative, Inc.'s Answers to Grayson RECC's Interrogatories
10/28/13	Farmers RECC's Responses to Grayson RECC's Document Request to All Intervening Distribution Cooperative Respondents
10/25/13	Inter-County Energy Responses to Grayson RECC's Document Request to All Intervening Distribution Cooperative Respondents
10/25/13	Nolin RECC Responses to Grayson RECC's Document Request to All Intervening Distribution Cooperative Respondents
10/25/13	Licking Valley RECC Responses to Grayson RECC's Document Request to All Intervening Distribution Cooperative Respondents
10/25/13	Licking Valley RECC Answers to Grayson RECC's Interrogatories to All Intervening Distribution Cooperative Respondents
10/25/13	Blue Grass Energy Responses to Grayson RECC's Document Request to All Intervening Distribution Cooperative Respondents
10/25/13	EKPC Letter Regarding Mr. Tony Campbell's Availability for Deposition on November 13, 2013.
10/25/13	Big Sandy RECC Responses to Grayson RECC's Document Request to All Intervening Distribution Cooperative Respondents
10/25/13	Nolin RECC Answers to Grayson RECC's Interrogatories to All Intervening Distribution Cooperative Respondents
10/25/13	Inter-County Energy Answers to Grayson RECC's Interrogatories to All Intervening Distribution Cooperative Respondents
10/25/13	Cumberland Valley Electric Answers to Grayson RECC's Interrogatories to All Intervening Distribution Cooperative Respondents

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10/25/13	South Kentucky RECC Answers to Grayson RECC's Interrogatories to All Intervening Distribution Cooperative Respondents
10/25/13	Blue Grass Energy Answers to Grayson RECC's Interrogatories to All Intervening Distribution Cooperative Respondents
10/25/13	South Kentucky RECC Responses to Grayson RECC's Document Request to All Intervening Distribution Cooperative Respondents
10/25/13	Clark Energy Cooperative Responses to Grayson RECC's Document Request to All Intervening Distribution Cooperative Respondents
10/25/13	Cumberland Valley Electric Responses to Grayson RECC's Document Request to All Intervening Distribution Cooperative Respondents
10/25/13	Big Sandy RECC Answers to Grayson RECC's Interrogatories to All Intervening Distribution Cooperative Respondents
10/25/13	Clark Energy Cooperative Answers to Grayson RECC's Interrogatories to All Intervening Distribution Cooperative Respondents
10/24/13	Grayson RECC_Owen Electric Cooperative's and Fleming-Mason Electric Cooperative's Responses to Grayson's Requests for Documents
10/17/13	Shelby Energy Cooperative's Response to Grayson RECC
10/11/13	Grayson Rural Electric Cooperative Corporation's Notice to Take Depositions
10/07/13	Grayson RECC Notice of Filing
10/04/13	EKPC response to opposition to petitioners motion to amend and objections to petitioners notice of filing of additional proof of notice
10/04/13	Grayson RECC notice of filing of additional proof of notice
10/04/13	Grayson RECC notice of serving Interrogatories upon East Kentucky Power Coop
10/04/13	Grayson RECC notice of filing of request for documents served upon the intervening distribution coops
10/02/13	Grayson RECC notice of filing of additional proof of notice
09/30/13	Grayson RECC motion for complaint to be amended
09/24/13	East Kentucky Power Cooperative, Inc.'s objection to Petitioner's Notice of Amendment
09/12/13	Memorandum dated 9/12 for Informal Conference of 8/8; Comments, if any, due within 5 days of receipt
09/11/13	Notice of amendment of Grayson RECC
08/05/13	Order Entered: The motion of Shelby Energy to intervene is granted. 2. Shelby Energy 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 Shelby Energy file documents of any kind with the Commission in the course of these proceedings, Shelby Energy shall also serve a copy of said documents on all other parties of record.
08/05/13	Order Entered: The motion of Fleming-Mason to intervene is granted. 2. Fleming-Mason 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 Fleming-Mason file documents of any kind with the Commission in the course of these proceedings, Fleming-Mason shall also serve a copy of said documents on all other parties of record.
08/05/13	Order Entered: The motion of the Joint Movants to intervene is granted. 2. The Joint Movants 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 the Joint Movants file documents of any kind with the Commission in the course of these proceedings, the Joint Movants shall also serve a copy of said documents on all other parties of record.
08/02/13	Grayson RECC's Response to Motion for Confidential treatment of MOU and Accompanying Slide Presentation
08/01/13	Order Entered: The motion of Jackson Energy to intervene is granted. 2. Jackson Energy 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 Jackson Energy file documents of any kind with the Commission in the course of these proceedings, Jackson Energy shall also serve a copy of said documents on all other parties of record.
08/01/13	Order Entered: The motion of Owen Electric to intervene is granted. 2. Owen Electric 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 Owen Electric file

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documents of any kind with the Commission in the course of these proceedings, Owen Electric shall also serve a copy of said documents on all other parties of record.

07/30/13 Joint Movants Motion to Intervene and Response to Order Dated July 17, 2013

07/29/13 Shelby Energy Cooperative Inc Motion for Full Intervention

07/29/13 Jackson Energy Cooperative Corporation Motion to Intervene

07/29/13 Fleming-Mason Energy Cooperative Motion for Full Intervention, Response, and Motion for Confidential Treatment

07/26/13 Owen Electric Cooperative Inc Motion For Confidential Treatment, Motion for Full Intervention and Response to Commissions Order

07/17/13 Order Entered: An investigation shall be conducted on the issues raised in Grayson's complaint and petition relating to Amendment 3 and the Magnum contract, except for the claims of unfair and illegal restraints of trade and imposition of civil penalties. 2. EKPC's initial motion to dismiss is partially granted to the extent that Grayson's claims of unfair and illegal restraints of trade and imposition of civil penalties are dismissed and is denied with respect to all other claims and issues. 3. EKPC's second motion to dismiss as moot is denied. 4. EKPC's 15 other Members may, by July 30, 2013, file individually or jointly a request to intervene supported by a response to the issues discussed in the findings above. 5. Grayson's motion to establish a procedural schedule is granted to the extent that an informal conference shall be held on Thursday, August 8, 2013, at 1:30 p.m. Eastern Daylight Time, Conference Room 1 at the Commission's offices, 211 Sower Boulevard, Frankfort, Kentucky, for the purpose of setting dates for discovery and the filing of testimony.

07/01/13 Goss Samford Notice of Change of Address

05/17/13 Grayson RECC Response to Motion to Dismiss

04/29/13 East Kentucky Power Cooperative, Inc.'s Motion as Moot

02/22/13 Grayson RECC motion to set forth an order of scheduled times frames

02/21/13 Grayson RECC Reply to East Kentucky Power Cooperative Response

02/11/13 Motion of Grayson RECC for a PSC Order

02/08/13 East Kentucky Power Cooperative, Inc.'s Response to Grayson RECC's Motion

01/11/13 Respondents answer and motion to dismiss

01/04/13 Order Entered:  
(1) EKPC's motion for an extension of time to file its answer is granted.  
(2) EKPC shall file its answer not later than January 12, 2013.

01/02/13 Grayson RECC Response to EKPC Motion for Additional Time

12/19/12 Order Entered; to satisfy the matters complained of or file a written answer to the complaint within ten days of the date of service of this Order Should documents of any kind be filed with the Commission in the course of this proceeding, the documents shall also be served on all parties of record.

12/14/12 Grayson RECC Letter

11/19/12 Acknowledge Receipt of Filing

11/19/12 PETITION AND COMPLAINT OF GRAYSON RURAL ELECTRIC COOPERATIVE CORPORATION FOR AN ORDER AUTHORIZING PURCHASE OF ELECTRIC POWER AT THE RATE OF SIX CENTS PER KILOWATTS OF POWER VS A RATE IN EXCESS OF SEVEN CENTS PER KILOWATT HOUR PURCHASED FROM EAST KENTUCKY POWER COOPERATIVE UNDER A WHOLESALE POWER CONTRACT AS AMENDED BETWEEN GRAYSON RURAL ELECTRIC COOPERATIVE CORPORATION AND EAST KENTUCKY POWER COOPERATIVE INC.

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Total Number of Cases: 1