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Case Management System - KY Public Service Commission

Merchant Plant Applications Cases Before the Commission as of September 15, 2026

2025-00064 RECEIVED: 04/29/25 FILED: 04/29/25 FINAL: 10/24/25 REOPENED: SUSPENSION DATE:

CASE NATURE: Summer Shade Solar, LLC

CASE CODE

Merchant Plant - Board Decision Due

HEARINGS:

09/09/25 Formal Hearing

INDEX OF EVENTS:

04/30/26	POST CASE: M. Todd Osterloh Summer Shad Solar, LLC Status Update
04/08/26	POST CASE: M. Todd Osterloh Summer Shade Solar, LLC Notice of Transfer Completion
03/19/26	Order Entered: 1. Summer Shade Solar's February 19, 2026 Motion for Approval of Transaction is granted. 2. Within 14 days of the transaction closure, Summer Shade Solar shall notify the Siting Board and reference this case in a post-case correspondence filing. 3. Nothing in this Order shall be construed as changing or alleviating the mitigation measures in the conditional grant of the construction certificate in this matter. 4. Copenhagen Infrastructure V SCSp and CIP shall ensure that the Project complies with the mitigation measures now and going forward until generation begins and the Energy and Environmental Cabinet (EEC) begins its enforcement of statutes and regulations.
02/19/26	POST CASE: Todd Osterloh Summer Shade Solar, LLC Motion for Approval of Transaction
12/10/25	Order Entered: 1. Summer Shade's motion for reconsideration regarding the imposed setbacks to both non-participating adjoining parcels and setbacks from exterior property lines is denied. 2. Summer Shade's motion for reconsideration regarding the setback distance for residences is denied. 3. This case is closed and removed from the Siting Board's docket.
11/20/25	POST CASE: Todd Osterloh Summer Shade Solar Motion for Clarification and Reconsideration
10/24/25	Final Order Entered: 1. Summer Shade's application for a Construction Certificate to construct an approximately 106 MW merchant solar electric generating facility in Metcalfe County, Kentucky, and an approximately 300-foot nonregulated electric transmission line in Metcalfe County is conditionally granted subject to full compliance with the mitigation measures and conditions prescribed in Appendix A to this Order. 2. Summer Shade's motion for deviation from setback requirements in KRS 278.704(2) is granted. Summer Shade shall comply with the setbacks prescribed in the mitigation measures in Appendix A to this Order. 3. Summer Shade shall fully comply with the mitigation measures and conditions prescribed in Appendix A to this Order. 4. In the event mitigation measures within the body of this Order conflict with those prescribed in Appendix A to this Order, the measures in Appendix A shall control. 5. This case is closed and removed from the Siting Board's docket.
09/16/25	Todd Osterloh Summer Shade Solar, LLC Post Hearing Brief
09/16/25	Todd Osterloh Summer Shade Solar, LLC Response to Post Hearing Data Requests
09/15/25	PSC Response E-Mail to Kentucky Laborers District Council
09/11/25	SITING BOARD STAFF'S POST-HEARING REQUEST FOR INFORMATION TO SUMMER SHADE SOLAR LLC
09/11/25	1. Post-hearing requests for information, if any, shall be filed on or before September 11, 2025. 2. Responses to post-hearing requests for information shall be filed on or before September 16, 2025. 3. Counsel for Summer Shade may file a memorandum brief in support of Summer Shade's post-hearing position on or before September 16, 2025. 4. This case shall stand submitted for a decision by the Siting Board effective 12:01 a.m. Eastern Daylight Time, September 17, 2025.
09/04/25	Todd Osterloh Summer Shade Solar, LLC Notice of Evidentiary Hearing
09/02/25	M. Todd Osterloh Summer Shade Solar, LLC Summer Shade Solar, LLC Witness List
08/28/25	Todd Osterloh Summer Shade Solar, LLC Response to Consultants Report
08/14/25	Douglas Jeavons BBC Research Consulting BBC Site Assessment Review for Summer Shade Solar on behalf of the Siting Board
07/31/25	M. Todd Osterloh Summer Shade Solar Responses to Siting Board's Second Request for Information
07/17/25	SITING BOARD STAFF'S SECOND REQUEST FOR INFORMATION TO SUMMER SHADE SOLAR, LLC
06/26/25	Todd Osterloh Summer Shade Solar, LLC Response to First Request for Information
06/05/25	SITING BOARD STAFF'S FIRST REQUEST FOR INFORMATION TO SUMMER SHADE SOLAR, LLC

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05/16/25	M Todd Osterloh Summer Shade Solar, LLC Revised Site Plan
05/16/25	M Todd Osterloh Summer Shade Solar, LLC Motion Regarding Setbacks
05/12/25	Order Entered: 1. The statutory deadline for the processing of this matter is 180 days from the application filing date. 2. The procedural schedule set forth in the Appendix to this Order shall be followed for this proceeding. 3. Summer Shade shall respond to all requests for information propounded by Siting Board Staff, whether identified on the procedural schedule or otherwise, as provided in those requests. 4. Pursuant to 807 KAR 5:110, Section 3(4), any party filing a paper with the Siting Board shall file an electronic copy in accordance with the electronic filing procedures set forth in 807 KAR 5:001, Section 8. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked. The Siting Board directs the parties to the Commission's July 22, 2021 Order in Case No. 2020-00085 regarding filings with the Siting Board. 5. As set forth in 807 KAR 5:110, Section 4, a person requesting to become a party to the proceeding before the Siting Board is required to demonstrate (1) that he or she has a special interest in the proceeding; or (2) that his or her participation in the proceeding will assist the Siting Board in reaching its decision and would not unduly interrupt the proceeding. 6. An evidentiary hearing in this matter shall be held September 9, 2025, at 9 a.m. Eastern Daylight Time, in the Richard Raff Hearing Room at the offices of the Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky.
05/01/25	No deficiency letter
04/30/25	Acknowledgement Letter of Application Fees
04/29/25	Todd Osterloh Summer Shade Solar, LLC Application
04/10/25	PSC Notice of Filing for ad hoc request letter to Governor Beshear and Notice of Intent
03/17/25	No deficiency letter - Notice of Intent
03/14/25	M Todd Osterloh Summer Shade Solar, LLC Notice of Intent
03/12/25	Acknowledge Receipt of Filing
03/12/25	Summer Shade Solar, LLC Notice of Intent to File an Application for a Certificate of Construction for an Approximately 106-Megawatt Merchant Electric Solar Generating Facility in Metcalfe County, Kentucky pursuant to KRS 278.700 and 807 KAR 5:110 Using Electronic Filing Procedures

Total Number of Cases: 1