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Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of October 16, 2026

2026-00115

RECEIVED: 04/14/26 FILED: 04/14/26 FINAL: 08/21/26 REOPENED:
SUSPENSION DATE: 10/13/26

CASE NATURE: Retail Electric Service Agreement with Justified DataPower LLC, a Subsidiary of Terawulf Inc.

CASE CODE
Tariffs

UTILITIES:
Big Rivers Electric Corporation

HEARINGS:

08/13/26	Informal Conference
07/27/26	Public Meeting
06/02/26	Informal Conference

INDEX OF EVENTS:

09/28/26	POST CASE: Mike Kurtz Justified DataPower LLC, a subsidiary of TeraWulf Inc. Air Monitoring Plan of Justified DataPower LLC, a subsidiary of TeraWulf Inc.
09/09/26	POST CASE: Mike Kurtz Justified DataPower LLC, a subsidiary of TeraWulf Inc. Justified DataPower LLC, a subsidiary of TeraWulf Inc.s Supplemental Energy Plan
08/27/26	POST CASE: Michael Lawrence Kurtz Justified DataPower LLC, a subsidiary of TeraWulf Inc. Justified DataPower LLC, a subsidiary of TeraWulf Inc.s Noise Assessment Study
08/21/26	Final Order Entered: 1. The Retail Electric Service Agreement (RESA) among BREC, Kenergy, and TeraWulf, filed on April 14, 2026, is approved for service rendered on and after the date of service of this Order. 2. BREC and Kenergy are authorized to implement the RESA in accordance with its terms. 3. Within 20 days of the date of service of this Order, BREC shall file the approved RESA through the Commission's electronic Tariff Filing System. The filing shall reference this case number and the date of this Order. 4. BREC and Kenergy shall file any proposed amendment to the RESA with the Commission and obtain Commission approval before implementing the amendment. 5. Within 30 days after their completion, TeraWulf shall file in the post-case correspondence file the noise assessment and air-modeling analysis referenced in its responses to Staff's Second Request for Information, Item 6. 6. TeraWulf's request for expedited review contained in its May 27, 2026 motion is denied as moot. 7. BREC's June 11, 2026 motion for confidential treatment is deemed superseded by its June 12, 2026 amended motion.
08/18/26	Michael L. Kurtz Justified DataPower LLC, a subsidiary of TeraWulf Inc. Environmental Studies of Justified DataPower LLC, a subsidiary of TeraWulf Inc., and its Motion for Confidential Treatment
08/14/26	Michael Lawrence Kurtz Justified DataPower LLC, a subsidiary of TeraWulf Inc. Energy Plan of Justified DataPower LLC, a subsidiary of TeraWulf Inc.
08/13/26	PSC Letter Filing Informal Conference Memorandum and Attendance List into the Record
08/11/26	COMMISSION STAFF'S NOTICE OF INFORMAL CONFERENCE
08/10/26	PSC Response E-Mail to Multiple Public Comments
08/06/26	PSC Response E-Mail to Marlene Blanton
08/05/26	PSC Response E-Mail to Multiple Public Comments
08/03/26	PSC Response E-Mail to Debbi C
08/03/26	PSC Response E-Mail to Paula Auten
07/30/26	PSC Response E-Mail to Allison Ross
07/28/26	Senthia Santana Big Rivers Electric Corporation Supplemental Proof of Publication, Addition to Filing on July 27
07/28/26	PSC Notice of Filing of Public Comment Meeting Sign In Attendance List
07/28/26	Senthia Santana Big Rivers Electric Corporation Joint Motion to Submit the Case for a Decision on the Existing Record
07/27/26	PSC Response E-Mail to Multiple Public Comments
07/27/26	Senthia Santana Big Rivers Electric Corporation Big Rivers Notice of Filing - Proof of Publication
07/23/26	PSC Response E-Mail to Eric McBride
07/23/26	PSC Response E-Mail to Mara Nicks
07/22/26	PSC Response E-Mail to Multiple Public Comments
07/22/26	PSC Response E-Mail to Kent La Flair

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07/14/26	Order Entered: 1. Ordering paragraph 3 of the Commission's July 10, 2026 Order is amended to provide that the local public comment meeting shall be held on July 27, 2026, at 5 p.m. Central Daylight Time, at Hancock County High School, 80 KY-271 South, Lewisport, KY 42351. 2. All provisions of the Commission's July 10, 2026 Order not in conflict with this Order shall remain in full force and effect.
07/10/26	Order Entered: 1. The May 12, 2026 procedural schedule, as amended by Order dated June 17, 2026, is amended. 2. BREC or any Intervenor shall file a request for either a hearing or that the case be submitted for decision based on the record no later than July 28, 2026. 3. A local public comment meeting for the purpose of hearing public comments regarding issues relevant to this matter shall be held on July 27, 2026, at 5 p.m. Central Daylight Time, at the Hancock County Public Library-Hawesville at 1210 Madison St. Hawesville, KY 42348. 4. No evidence shall be taken at the public comment meeting. 5. BREC shall provide written notice of the time and place of the public comment meeting pursuant to 807 KAR 5:001, Section 9(2). 6. A deviation from 807 KAR 5:001, Section 9(2)(b)(2) is granted. BREC shall provide notice as prescribed in 807 KAR 5:001, Section 9(2) before the public comment meeting and as close as practicable to the minimum seven-day publication requirements. 7. Within seven days after publication, BREC shall file proof of publication in the file. 8. BREC shall ensure that a representative is present at the public comment meeting. 9. All provisions of the Commission's May 12, 2026 Order and June 17, 2026 Order that are in conflict with the provisions of this Order are vacated, and all other provisions not in conflict with the provisions of this Order shall remain in effect.
06/29/26	Senthia Santana Big Rivers Electric Corporation Big Rivers Response to the Staffs Second Request for Information
06/22/26	Michael L. Kurtz TeraWulf Inc., through its subsidiary Justified DataPower LLC Justified DataPower LLC, a subsidiary of TeraWulf Inc., Notice of Intent Not to File Intervenor Testimony
06/17/26	COMMISSION STAFF'S SECOND REQUEST FOR INFORMATION TO BIG RIVERS ELECTRIC CORPORATION
06/17/26	J. Michael West Office of the Attorney General Attorney Generals Notice regarding Supp. Data Requests and Testimony
06/17/26	Order Entered: 1. The procedural schedule established by the Commission's May 12, 2026 Order is amended. 2. Supplemental Requests for Information to BREC shall be filed no later than June 22, 2026. 3. All intervenors shall indicate whether intervenor testimony will be provided by June 22, 2026. 4. BREC shall file responses to Supplemental Requests for Information no later than June 29, 2026. 5. All provisions of the Commission's May 12, 2026 Order that are in conflict with the provisions of this Order are vacated, and all other provisions not in conflict with the provisions of this Order shall remain in effect.
06/12/26	Senthia Santana Big Rivers Electric Corporation Amended Motion for Confidential Treatment with Substituted Public Version of Big Rivers Response to the Commission Staffs First Request for Information
06/11/26	Senthia Santana Big Rivers Electric Corporation Big Rivers Responses to Staffs First Request for Information and the Attorney Generals Initial Data Request, and Motion for Confidential Treatment
06/11/26	PSC Letter Filing Informal Conference Memorandum and Attendance List into the Record
06/11/26	Nicholas D. Kafer Kenergy Corp Written Statement pursuant to June 8, 2026 Order
06/08/26	Michael L. Kurtz TeraWulf Inc. Written Statement of TeraWulf Inc.
06/08/26	Order Entered: 1. Kenergy's motion to intervene is granted. 2. TeraWulf's motion to intervene is granted. 3. Movants are 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. 4. Movants shall comply with all provisions of the Commission's regulations, 807 KAR 5:001, Section 8, related to the service and electronic filing of documents. 5. Movants shall adhere to the procedural schedule set forth in the Commission's May 12, 2026, Order and as amended by subsequent Orders. 6. Pursuant to 807 KAR 5:001, Section 8(9), within seven days of service of this Order, Movants shall file a written statement with the Commission that: a. Certifies that it, or its agent, possesses the facilities to receive electronic transmissions; and b. Sets forth the electronic mail address to which all electronic notices and messages related to this proceeding shall be served.
06/03/26	Tyson Kamuf Big Rivers Electric Corporation Big Rivers Response to TeraWulfs Motion for Expedited Review and for an Informal Conference
06/03/26	Order Entered: 1. TeraWulf's request for an Informal Conference is granted. 2. An in-person Informal Conference with a virtual option should be scheduled in this matter on Tuesday, June 2, 2026, at 3 p.m. Eastern Daylight Time. Commission Staff shall provide a link to parties for virtual participation at

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	the IC, if necessary. 3. A ruling on TeraWulf's motion for expedited review is held in abeyance pending further review of this proceeding.
06/02/26	Michael L. Kurtz TeraWulf Inc., through its subsidiary Justified DataPower LLC TeraWulf Inc.s PowerPoint discussed at the June 2nd Informal Conference
05/28/26	J. Michael West Office of the Attorney General First Set of Data Requests of OAG
05/27/26	Michael L. Kurtz TeraWulf Inc., through its subsidiary Justified DataPower LLC MOTION OF TERAWULF INC. FOR EXPEDITED REVIEW AND REQUEST FOR INFORMAL CONFERENCE
05/27/26	COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO BIG RIVERS ELECTRIC CORPORATION
05/20/26	Michael Lawrence Kurtz Justified DataPower LLC, a subsidiary of TeraWulf Inc. Motion to Intervene of Justified DataPower LLC, a subsidiary of TeraWulf Inc.
05/20/26	Nicholas Kafer Motion to Intervene
05/19/26	Senthia Santana Big Rivers Electric Corporation Read 1st and Sec. 8(10)(b) Certificate and Notice of Appearance
05/15/26	Order Entered: 1. The Attorney General's motion to intervene is granted. 2. The Attorney General is 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. The Attorney General shall comply with all provisions of the Commission's regulations, 807 KAR 5:001, Section 8, related to the service and electronic filing of documents. 4. The Attorney General shall adhere to the procedural schedule set forth in the Commission's May 12, 2026 Order and as amended by subsequent Orders. 5. Pursuant to 807 KAR 5:001, Section 8(9), within seven days of service of this Order, the Attorney General shall file a written statement with the Commission that: a. Certifies that it, or its agent, possesses the facilities to receive electronic transmissions; and b. Sets forth the electronic mail address to which all electronic notices and messages related to this proceeding shall be served.
05/14/26	J. Michael West Attorney General Motion to Intervene
05/12/26	Order Entered: 1. This proceeding is established to investigate the reasonableness of the proposed RESA. 2. BREC's proposed RESA is suspended for five months from May 14, 2026, up to and including October 13, 2026. 3. BREC shall, by counsel, enter an appearance in this proceeding within seven days of the date of service of this Order. The entry of appearance shall include the name, address, telephone number, fax number, and electronic mail address of counsel. 4. Unless otherwise ordered by the Commission, the procedures set forth in 807 KAR 5:001, Section 8, related to service and electronic filing of papers shall be followed in this proceeding. 5. Pursuant to 807 KAR 5:001, Section 8(9), within seven days of the date of service of this Order, BREC shall file by electronic means a written statement that it waives any right to service of Commission Orders by United States mail and that it or its authorized agent possess the facilities to receive electronic submissions.
04/14/26	Big Rivers Electric Corporation Contract Filing

Total Number of Cases: 1