

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

MOTION OF KENTUCKY POWER COMPANY )  
D/B/A AMERICAN ELECTRIC POWER FOR )  
APPROVAL OF ADDITIONAL OPERATING ) CASE NO. 2004-00081  
EXPENSES ASSOCIATED WITH ITS )  
ENVIRONMENTAL COMPLIANCE PLAN )

O R D E R

On March 9, 2004, Kentucky Power Company d/b/a American Electric Power (“Kentucky Power”) filed a motion requesting the Commission to approve all operating and maintenance expenses associated with the capital projects previously approved and included in Kentucky Power’s environmental compliance plan. The motion bears the caption of Case No. 2002-00169, The Application of Kentucky Power Company d/b/a American Electric Power For Approval of an Amended Compliance Plan For Purposes of Recovering the Costs of New and Additional Pollution Control Facilities and to Amend Its Environmental Cost Recovery Surcharge Tariff.

Based on a review of the motion and being otherwise sufficiently advised, the Commission finds that a final Order was issued in Case No. 2002-00169 on March 31, 2003. No party requested rehearing or filed an appeal from that Order. That Order specifically stated as follows:

Kentucky Power will only recover those operating expenses identified in this proceeding. Kentucky Power will have to seek Commission approval to recover any other operating expenses associated with the 2003 Plan that have not been identified in this proceeding.

Kentucky Power now seeks approval to recover through its environmental surcharge equipment operating and maintenance expenses, a category of operating expenses not identified in Case No. 2002-00169. Since that case has been closed for almost a year now and this new category of operating expenses was not identified in that case, the merits of Kentucky Power's motion should be considered in a new case.

IT IS THEREFORE ORDERED that Kentucky Power's March 9, 2004 motion shall be assigned to a new docket, Case No. 2004-00081, and all subsequent filings relating to this motion shall similarly be filed in this new case.

Done at Frankfort, Kentucky, this 12<sup>th</sup> day of March, 2004.

By the Commission

ATTEST:

  
Executive Director

Case No. 2004-00081