

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY POWER	)	
COMPANY FOR APPROVAL OF ITS 2011	)	
ENVIRONMENTAL COMPLIANCE PLAN, FOR	)	
APPROVAL OF ITS AMENDED	)	
ENVIRONMENTAL COST RECOVERY	)	CASE NO.
SURCHARGE TARIFF, AND FOR THE GRANT	)	2011-00401
OF A CERTIFICATE OF PUBLIC	)	
CONVENIENCE AND NECESSITY FOR THE	)	
CONSTRUCTION AND ACQUISITION OF	)	
RELATED FACILITIES	)	

O R D E R

There are two motions pending before the Commission that were filed on April 3, 2012 by Tom Vierheller, Beverly May, and the Sierra Club ("Sierra Club"). Each motion requests a deviation from certain filing requirements.

In one motion, the Sierra Club requested a one-day extension of time, from April 2, 2012 to April 3, 2012, to file their confidential responses to Kentucky Power Company's ("Kentucky Power") First Information Request. In support of this motion, Sierra Club states that, due to the unavailability of its local counsel, the confidential responses cannot be hand-delivered on April 2, 2012, but will be sent by overnight carrier for delivery on April 3, 2012.

In the other motion, Sierra Club requested a deviation from the Commission's requirements that all data responses be filed in paper format. For its responses to Kentucky Power's First Information Request, Sierra Club seeks authorization to file:

1. A paper original and 12 paper copies of all documents less than 100 pages;
2. A paper original of all documents containing 100-499 pages with the remaining copies provided as electronic files; and
3. Electronic originals and copies of all copies of 500 pages or larger.

Sierra Club also requested leave to serve the parties with electronic copies of those documents being provided electronically to the Commission. In support of its motion, Sierra Club stated that certain attachments to the responses are voluminous, with some totaling thousands of pages, and that much of the data filed, in paper form, would be of little, if any, practical use to the Commission or Kentucky Power.

Based on the motions and being otherwise sufficiently advised, the Commission finds that Sierra Club has established good cause to be granted a one-day extension of time to file its confidential responses to Kentucky Power's First Information Request. Sierra Club's motion for this extension of time should be granted.

The Commission further finds that, due to the voluminous nature of certain of its data responses, Sierra Club has established good cause to deviate from the requirement to file the required number of paper copies of data responses containing 500 or more pages. Electronic format may be used for filing the required copies of responses containing 500 or more pages. However, Sierra Club should continue to file one paper original of each data response, including those containing 500 or more pages, unless the response consists of only computer-generated modeling input and output files or information that would be mostly unintelligible in paper format because it

is intended to be computer read. For all responses containing less than 500 pages, Sierra Club should continue to file in paper the original and the required copies.

IT IS THEREFORE ORDERED that:

1. Sierra Club's motion for a one-day extension to file its confidential responses to Kentucky Power's First Information Request is granted.

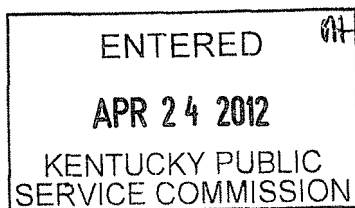
2. Sierra Club's motion for authority to file its data responses in electronic format only is granted in part and denied in part.

3. Sierra Club is authorized to file in electronic format the required number of copies of each data response containing 500 or more pages and shall file in paper the required copies of each data response containing less than 500 pages.

4. Sierra Club shall file in paper the original of each data response without regard to the number of pages unless the response consists of only computer-generated modeling input and output files or information that would be mostly unintelligible in paper format because it is intended to be computer read.

5. Within seven days of the date of this Order, Sierra Club shall file the required paper originals and paper copies of its data responses.

By the Commission



ATTEST:

Executive Director

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