

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF KENTUCKY	)	
POWER COMPANY FOR (1) A GENERAL	)	
ADJUSTMENT OF ITS RATES FOR ELECTRIC	)	
SERVICE; (2) APPROVAL OF TARIFFS AND	)	
RIDERS; (3) APPROVAL OF ACCOUNTING	)	CASE NO.
PRACTICES TO ESTABLISH REGULATORY	)	2020-00174
ASSETS AND LIABILITIES; (4) APPROVAL OF	)	
A CERTIFICATE OF PUBLIC CONVENIENCE	)	
AND NECESSITY; AND (5) ALL OTHER	)	
REQUIRED APPROVALS AND RELIEF	)	

ORDER

On June 22, 2020, Kentucky Power Company (Kentucky Power) filed a motion pursuant to 807 KAR 5:001, Section 22, and 807 KAR 5:011, Section 15, requesting a deviation from the notice requirements of 807 KAR 5:001, Section 17(2)(b)(3), and 807 KAR 5:011, Section 8(2)(b)(3). Those regulations require a utility to publish notice of a rate adjustment once a week, for three consecutive weeks, with the first publication to be made no later than the date the application is submitted to the Commission.

Kentucky Power explained that its request applied to only two of 20 newspapers in Kentucky Power's service territory in which Kentucky Power arranges publication of customer notices. Kentucky Power stated that the *Elliott County News* and the *Licking Valley Courier* first informed Kentucky Power on June 19, 2020, that neither newspaper would publish the week of June 29, 2020, the second consecutive week following the initial publication in those newspapers. Kentucky Power confirmed that the *Elliott County*

*News* and the *Licking Valley Courier* will reopen and will begin publishing again the week of July 6, 2020.

Kentucky Power requests a deviation from the consecutive weeks requirement of 807 KAR 5:001, Section 17(2)(b)(3), 807 KAR 5:011, Section 8(2)(b)(3), and that it instead be authorized to publish the required customer notice according to the following schedule for the following newspapers only: *Elliott County News* on June 26, July 9, and July 16, 2020; and the *Licking Valley Courier* on June 25, July 8, and July 15, 2020.

Kentucky Power asserted that the newspapers' publication schedule is outside of Kentucky Power's control, and that it requested deviation as soon as practicable after it first learned on June 19, 2020, that the two newspapers would not be publishing the week of June 29, 2020. Kentucky Power further asserted that, if granted, the deviation would result in publication of the customer notice for three consecutive publications in the subject newspapers because the newspapers will not be publishing the week of June 29, 2020.

Having reviewed the motion and being otherwise sufficiently advised, the Commission finds that Kentucky Power established good cause to permit a deviation from the notice requirement for the reasons that follow. Kentucky Power filed its request to deviate the next business day after it was informed the *Elliott County News* and the *Licking Valley Courier* would not be publishing the week of June 29, 2020. Further, Kentucky Power has confirmed both newspapers will reopen and will begin publishing again the week of July 6, 2020. Finally, the proposed publication schedule most closely matches that required by the regulations as is possible and will result in publication of the customer notice for three consecutive publications in the subject newspapers. Customers

received notice before the date the application was filed, and the notice will be published the number of times established by Commission regulation.

IT IS THEREFORE ORDERED that Kentucky Power's motion to deviate from the Commission's notice requirements set forth in 807 KAR 5:001, Section 17(2)(b)(3), and 807 KAR 5:011, Section 8(2)(b)(3), is granted.

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By the Commission

ENTERED  
JUL 06 2020  
rCS  
KENTUCKY PUBLIC  
SERVICE COMMISSION

ATTEST:



Executive Director

Case No. 2020-00174

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