

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY POWER COMPANY FOR )  
(1) A GENERAL ADJUSTMENT OF IT'S RATE FOR ELECTRIC )  
SERVICE; (2) AN ORDER APPROVING ITS 2014 )  
ENVIRONMENTAL COMPLIANCE PLAN; (3) AN ORDER )  
APPROVING ITS TARIFFS AND RIDERS; AND (4) AN )  
ORDER GRANTING ALL OTHER REQUIRED APPROVALS )  
AND RELIEF )

Case No. 2014-00396

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**MOTION TO INTERVENE OF**  
**WAL-MART STORES EAST, LP AND SAM'S EAST, INC.**

Pursuant to K.R.S. §278.310 and 807 KAR 5:001 Section 4(11), Wal-Mart Stores East, LP and Sam's East, Inc. (collectively, "Walmart"), by its attorneys, respectfully requests that the Commission permit it to intervene and become a party in the above-captioned matter. In support of its Petition to Intervene, Walmart submits as follows:

1. On December 23, 2014, Kentucky Power Company ("KPCo") filed an Application with the Commission seeking a general adjustment for existing rates.
2. Walmart is a national retailer of goods and services. Walmart's principal office is at 2001 SE 10<sup>th</sup> Street, Bentonville AR 72716-0550.
3. Walmart has the privilege of providing its retail services in the Commonwealth of Kentucky. Walmart is a large commercial customer of KPCo. Walmart has approximately nine facilities in Kentucky that are served by KPCo, which includes Walmart Supercenters. Walmart purchases more than 34 million kWh annually from KPCo, principally pursuant to service under Rate Schedules LGS and QP. Electricity is one of the single highest operating costs faced by Walmart. As a result, any modification to KPCo's electric rates and rate structure has the

potential to substantially impact Walmart's operations in Kentucky, and as proposed, KPCo's filing would increase Walmart's electric rates by about 17%. Therefore, Walmart has a direct and substantial interest in the outcome of this proceeding. Further, Walmart is unique in that it is a single commercial customer that purchases substantial amounts of electric and related services from KPCo pursuant to multiple accounts at multiple locations. Thus, Walmart has an interest in this proceeding that is not represented by any other party.

4. The attorneys representing Walmart in this proceeding are:

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Mr. Parker is authorized to accept service of papers in this proceeding on behalf of Walmart. Walmart also respectfully requests that Mr. Williamson be added jointly to the service list. Walmart plans to cause to be filed a motion for Mr. Williamson and Ms. Harris to be admitted *pro hac vice* before this Commission, and subsequent to any Commission grant of such request, Walmart requests that Mr. Williamson be added to the official service list as an attorney authorized to accept service of papers in this proceeding.

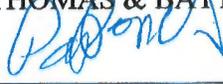
5. This Petition to Intervene is timely filed.

**WHEREFORE**, Wal-Mart respectfully requests that it be granted leave to intervene and be made a party to the above-captioned proceeding.

Respectfully submitted,

SPILMAN THOMAS & BATTLE, PLLC

By

  
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Counsel to Wal-Mart Stores East, LP and Sam's East, Inc.

Dated: January 13, 2015

**CERTIFICATE OF SERVICE**

I hereby certify that Walmart's January 13, 2015, electronic filing is a true and accurate copy of Wal-Mart Stores East, LP, and Sam's East, Inc.'s ("Walmart's") Motion to Intervene to be filed in paper medium; and that on January 13, 2015, the electronic filing has been transmitted to the Commission, and that an original and one copy of the filing will be delivered to the Commission, that no participants have been excused from electronic filing at this time, and electronic mail notification of the electronic filing is provided to the following:

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Dated: January 13, 2015