

ALASKA CALIFORNIA FLORIDA MID-PACIFIC NORTHEAST NORTHERN ROCKIES  
NORTHWEST ROCKY MOUNTAIN WASHINGTON, DC INTERNATIONAL

February 28, 2014

VIA COURIER

Mr. Jeff R. Derouen, Executive Director  
Kentucky Public Service Commission  
211 Sower Boulevard  
Frankfort, Kentucky 40602

RECEIVED

FEB 28 2014

PUBLIC SERVICE  
COMMISSION

**Re: Alexander DeSha and Sierra Club's Supplemental Requests for Information  
to Kentucky Power Company, Case No. 2013-00487**

Dear Mr. Derouen,

Enclosed for filing are an original and ten copies of Alexander DeSha and Sierra Club's Supplemental Requests for Information to Kentucky Power Company, and an accompanying certificate of service, in Case No. 2013-00487 before the Kentucky Public Service Commission. This filing contains no confidential information.

Sincerely,

A handwritten signature in black ink, appearing to read "Jill M. Tauber", written over a horizontal line.

Jill M. Tauber  
Earthjustice

1625 Massachusetts Avenue, NW, Suite 702  
Washington, DC 20036  
(202) 667-4500

[jtauber@earthjustice.org](mailto:jtauber@earthjustice.org)

*\*Motion for admission pro hac vice pending*

cc: Joe F. Childers

Encls.

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

FEB 28 2014

PUBLIC SERVICE  
COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY POWER )  
COMPANY TO AMEND ITS DEMAND-SIDE )  
MANAGEMENT PROGRAM AND FOR )  
AUTHORITY TO IMPLEMENT A TARIFF TO )  
RECOVER COSTS AND NET LOST REVENUES, )  
AND TO RECEIVE INCENTIVES ASSOCIATED )  
WITH THE IMPLEMENTATION OF THE )  
PROGRAMS )

CASE NO. 2013-00487

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ALEXANDER DESHA AND SIERRA CLUB'S SUPPLEMENTAL REQUESTS FOR  
INFORMATION TO KENTUCKY POWER COMPANY

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Pursuant to the Kentucky Public Service Commission's ("Commission") January 13, 2014 Order ("January Order"), Intervenor Alexander DeSha and Sierra Club (collectively "Sierra Club") propound the following supplemental requests for information on Kentucky Power Company's ("KPC" or "the Company") application in the above-captioned docket.

KPC shall answer these requests for information in the manner set forth in the January Order and by no later than the March 14, 2014 deadline set forth in the Appendix of the January Order. In addition to the undersigned, please produce the responses to the information requests contained herein in electronic format to:

Jill Tauber  
Earthjustice  
1625 Massachusetts Avenue, N.W., Suite 702  
Washington, DC 20036-2212  
jtauber@earthjustice.org

S. Laurie Williams  
Sierra Club  
50 F Street, N.W., 8th Floor  
Washington, DC 20001  
laurie.williams@sierraclub.org

Daniel Sawmiller  
Sierra Club  
131 N. High Street, Suite 605  
Columbus, Ohio 43215  
daniel.sawmiller@sierraclub.org

Wherever the response to a request for information consists of a statement that the requested information is already available to Sierra Club, provide a detailed citation to the document that contains the information. This citation shall include the title of the document, relevant page number(s), and, to the extent possible, paragraph number(s) and/or chart/table/figure number(s).

In the event that any document referred to in response to any request for information has been destroyed, specify the date and the manner of such destruction, the reason for such destruction, the person authorizing the destruction and the custodian of the document at the time of its destruction.

All documents should be produced in electronic, text-searchable format, and all workbooks should be provided in excel format, where available.

Sierra Club reserves the right to serve supplemental, revised, or additional discovery requests as permitted in this proceeding.

### **DEFINITIONS**

Unless otherwise specified in each individual request, “you,” “your,” “KPC,” or “Company” refers to Kentucky Power Company, and its affiliates, employees, and authorized agents.

“And” and “or” shall be construed either conjunctively or disjunctively as required by the context to bring within the scope of these requests for information and for the production of documents any information that might be deemed outside their scope by another construction.

“Any” means all or each and every example of the requested information.

“Communication” means any transmission or exchange of information between two or more persons, whether orally or in writing, and includes, without limitation, any conversation or discussion by means of letter, telephone, note, memorandum, telegraph, telex, telecopy, cable, email, or any other electronic or other medium.

“Document” refers to written matter of any kind, regardless of its form, and to information recorded on any storage medium, whether in electrical, optical or electromagnetic form, and capable of reduction to writing by the use of computer hardware and software, and includes all copies, drafts, proofs, both originals and copies either (1) in the possession, custody or control of the Company regardless of where located, or (2) produced or generated by, known

to or seen by the Company, but now in its possession, custody or control, regardless of where located whether or still in existence.

Such “documents” shall include, but are not limited to, applications, monitoring reports, computer printouts, contracts, leases, agreements, papers, photographs, tape recordings, transcripts, letters or other forms of correspondence, folders or similar containers, programs, telex, TWX and other teletype communications, memoranda, reports, studies, summaries, minutes, minute books, circulars, notes (whether typewritten, handwritten or otherwise), agenda, bulletins, notices, announcements, instructions, charts, tables, manuals, brochures, magazines, pamphlets, lists, logs, telegrams, drawings, sketches, plans, specifications, diagrams, drafts, books and records, formal records, notebooks, diaries, registers, analyses, projections, email correspondence or communications and other data compilations from which information can be obtained (including matter used in data processing) or translated, and any other printed, written, recorded, stenographic, computer-generated, computer-stored, or electronically stored matter, however and by whomever produced, prepared, reproduced, disseminated or made.

Without limitation, the term “control” as used in the preceding paragraphs means that a document is deemed to be in your control if you have the right to secure the document or a copy thereof from another person or public or private entity having actual possession thereof. If a document is responsive to a request, but is not in your possession or custody, identify the person with possession or custody. If any document was in your possession or subject to your control, and is no longer, state what disposition was made of it, by whom, the date on which such disposition was made, and why such disposition was made.

For purposes of the production of “documents,” the term shall include copies of all documents being produced, to the extent the copies are not identical to the original, thus requiring the production of copies that contain any markings, additions or deletions that make them different in any way from the original.

“DSM” means demand-side management, including energy efficiency/conservation and load management programs.

“Identify” means:

- (a) With respect to a person, to state the person’s name, address and business relationship to KPC (e.g., “employee”);
- (b) With respect to a document, to state the nature of the document in sufficient detail for identification in a request for production, its date, its author, and to identify its custodian. If the information or document identified is recorded in electrical, optical or electromagnetic form, identification includes a description of the computer hardware or software required to reduce it to readable form.

## PRIVILEGE

If you claim a privilege including, but not limited to, the attorney-client privilege or the work product doctrine, as grounds for not fully and completely responding to any request for information, interrogatory or request for production, describe the basis for your claim of privilege in sufficient detail so as to permit Sierra Club or the Commission to evaluate the validity of the claim. With respect to documents for which a privilege is claimed, produce a “privilege log” that identifies the author, recipient, date and subject matter of the documents or response for which you are asserting a claim of privilege and any other information pertinent to the claim that would enable Sierra Club or the Commission to evaluate the validity of such claims.

## REQUESTS FOR INFORMATION

- 2.1 Referring to KPC’s response to Sierra Club’s initial requests nos. 1.4 and 1.5, please state whether the estimated \$4,115,956 in total DSM program costs in 2014, as presented in Attachment 1 to the Company’s response to request no. 1.5, constitutes the “Direct Program Expense[s]” for 2014, as that term is used in the Company’s response to Sierra Club initial request no. 1.4. If not, please explain the difference between “DSM Program Costs” and “Direct Program Expense.”
- 2.2 Please provide the Company’s projected DSM energy savings for 2014 as a percentage of 2013 retail electricity sales.
- 2.3 Referring to the Company’s response to Sierra Club’s initial request no. 1.11:
  - a. Regarding 1.11(b), please provide the Request for Proposals (RFP), scope of work, or similar document(s) or communication(s) to which the AEG proposal is responsive.
  - b. Regarding 1.11(d), please explain whether the scope of the DSM Market Potential Study is limited to meeting the increased funding levels required under the Commission’s October 7, 2013 order in case no. 2012-00578.
  - c. Regarding 1.11(e), please confirm that the DSM Market Potential Study will review the potential for energy savings in the industrial customer sector within the Company’s service territory.
- 2.4 Referring to the Company’s response to Sierra Club’s initial request no. 1.12, please state whether the Company currently plans to submit new program proposals on or before August 15, 2014.
- 2.5 Referring to the Company’s response to Sierra Club’s initial request nos. 1.13 and 1.14, please explain how the Company will determine the manner in which it will increase its DSM spending to meet the 2015 level required under the Commission’s October 7, 2013 order in case no. 2012-00578.

- a. If the DSM Market Potential Study is not finalized in time to inform the 2015 program plan, please explain the methodology the Company will use to determine how to allocate increased funding to existing programs or to develop new programs.
  - b. Please describe how the Company plans to incorporate the results of the DSM Market Potential Study into its DSM Program. By what date and through which DSM filing does the Company anticipate that its DSM Program will incorporate the results of the DSM Market Potential Study?
- 2.6 Please describe the role the Collaborative will play in the development of the DSM Market Potential Study.
- a. Please explain whether the Collaborative will have input on the methodologies used within the DSM Market Potential Study, and if so, what form that input will take.
  - b. Please explain whether and how the Collaborative will have an opportunity to provide feedback regarding the analysis conducted during the Study.
  - c. Please explain whether the Company will ask the Collaborative to approve a draft Study before it is finalized.

Dated: February 28, 2014

Respectfully submitted,



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JOE F. CHILDERS  
JOE F. CHILDERS & ASSOCIATES

300 Lexington Building  
201 West Short Street  
Lexington, Kentucky 40507  
859-253-9824  
859-258-9288 (facsimile)  
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Of counsel:

*(The following attorneys are not licensed to practice law in Kentucky.)*

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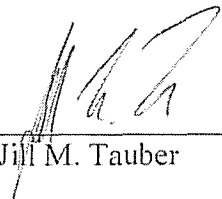
Susan Laureign Williams  
Sierra Club  
50 F Street, N.W., 8th Floor  
Washington, DC 20001  
(202) 548-4597  
laurie.williams@sierraclub.org

## CERTIFICATE OF SERVICE

I certify that a copy of the foregoing **Alexander DeSha and Sierra Club's Supplemental Requests for Information to Kentucky Power Company** has been served via U.S. mail and electronic mail on February 28, 2014 to the following:

Mark R. Overstreet  
Attorney at Law  
Stites & Harbison  
421 West Main Street  
P. O. Box 634  
Frankfort, KY 40602-0634

Ranie Wohnhas  
Regulatory Services  
Kentucky Power Company  
101 A Enterprise Drive  
Frankfort, KY 40601



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Jill M. Tauber