

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC TARIFF FILING OF EAST)	
KENTUCKY POWER COOPERATIVE, INC. AND)	
ITS MEMBER DISTRIBUTION COOPERATIVES)	CASE NO.
FOR APPROVAL OF PROPOSED CHANGES TO)	2021-00198
THEIR QUALIFIED COGENERATION AND)	
SMALL POWER PRODUCTION FACILITIES)	
TARIFFS)	

ORDER

On September 1, 2021, East Kentucky Power Cooperative, Inc. (EKPC) filed a motion requesting that the Commission schedule a formal hearing and an informal conference in this proceeding. EKPC filed its motion in accordance with the procedural Order that required EKPC to either request a hearing or file a motion to submit the case for a decision based upon the existing administrative record.

As a basis for its motion, EKPC stated that it requested a hearing to further develop the record regarding the reasonableness of EKPC's proposed qualified cogeneration and small power production facilities tariffs (Tariffs), and to distinguish that the Tariffs are unrelated to retail net metering customer tariffs available to EKPC's Owner-Members' retail members. EKPC explained that, if a hearing is scheduled, that an informal conference also be held to identify precise issues that will be heard at the formal hearing to facilitate administrative economy and as a matter of due process.

Based upon a review of the motion and case record, and being otherwise sufficiently advised, the Commission finds that a formal conference, and not a formal

hearing, should be scheduled to afford EKPC the opportunity to present the issues that EKPC has identified that need to be developed further and to address the distinction between the Tariffs and retail net metering tariffs. Because the Tariffs suspension period ends as of October 31, 2021, to afford EKPC and the Commission sufficient time to develop the record prior to a final Order, the formal conference should be held on Friday, September 10, 2021, at 2:30 p.m. Eastern Daylight Time.

IT IS THEREFORE ORDERED that:

1. A formal conference in this matter shall be held on Friday, September 10, 2021, at 2:30 p.m., in the Richard Raff Hearing Room at the offices of the Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky, to afford EKPC the opportunity to present issues that EKPC identified that need to be developed further.

2. The parties shall participate in the conference by videoconference. Commission Staff shall contact the parties to provide information for participating by videoconference.

3. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video transcript shall be made of the conference and filed in the record of this case.

By the Commission

ENTERED
SEP 07 2021 rcs
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:



Executive Director

Case No. 2021-00198

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