

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN ELECTRONIC EXAMINATION OF THE)	
APPLICATION OF THE FUEL ADJUSTMENT)	
CLAUSE OF EAST KENTUCKY POWER)	CASE NO.
COOPERATIVE, INC. COOPERATIVES FROM)	2023-00014
NOVEMBER 1, 2020 THROUGH OCTOBER 31,)	
2022)	

ORDER

The Commission, pursuant to 807 KAR 5:056, Section 3(4) established this case on September 6, 2023, to review and evaluate the operation of the Fuel Adjustment Clause (FAC) of Big Sandy Rural Electric Cooperative Corporation, Blue Grass Energy Cooperative Corporation, Clark Energy Cooperative, Inc., Cumberland Valley Electric, Inc., Farmers Rural Electric Cooperative Corporation, Fleming-Mason Energy Cooperative, Inc., Grayson Rural Electric Cooperative Corporation, Inter-County Energy Cooperative Corporation, Jackson Energy Cooperative Corporation, Licking Valley Rural Electric Cooperative Corporation, Nolin Rural Electric Cooperative Corporation, Owen Electric Cooperative, Inc., Salt River Electric Cooperative Corporation, Shelby Energy Cooperative, Inc., South Kentucky Rural Electric Cooperative Corporation, and Taylor County Rural Electric Cooperative Corporation (collectively, Cooperatives or individually, Cooperative) for the two-year period from November 1, 2020, through October 31, 2022. That Order also incorporated by reference the records in cases reviewing the six-month

periods set forth in Case Nos. 2022-00042¹ and 2022-00269² and found that the Commission would conclude its review of these prior six-month FAC review cases in the present two-year case. Furthermore, the Order established that an evidentiary hearing would be held that would consider the record of the two-year FAC review proceeding and the ongoing Case Nos. 2022-00042 and 2022-00269. On November 20, 2023, a hearing was scheduled for January 4, 2024. In that Order, the Cooperatives were required to publish public notice no less than seven days or more than 21 days prior to the public hearing and file with the Commission an Affidavit of Publication of Hearing Notice with the Commission no later than January 3, 2024. If no interested party files written notice of its intent to attend the hearing with the Commission by December 27, 2023, the public hearing would be canceled and the matter would be considered submitted for decision based on the evidence in the record. Having received no written notice of intent to attend the hearing from interest parties the Commission canceled the January 4, 2024 evidentiary hearing. There are no intervenors in these proceedings.

The Commission, having reviewed the records of Case No. 2022-00042, Case No. 2022-00269, and the six-month periods incorporated by reference in Case No. 2023-00014 hereby, on its own motion, finds that the matter of the ongoing prior six-month FAC review cases now stands submitted for a decision on the written record. The present Order concludes Case Nos. 2022-00042 and 2022-00269 as discussed herein.

¹ Case No. 2022-00042, *An Electronic Examination of the Application of the Fuel Adjustment Clause of East Kentucky Power Cooperative, Inc. Cooperatives from May 1, 2021 Through October 31, 2021.*

² Case No. 2022-00269, *An Electronic Examination of the Application of the Fuel Adjustment Clause of East Kentucky Power Cooperative, Inc. Cooperatives from November 1, 2021 Through April 30, 2022.*

Case No. 2022-00042: May 1, 2021 through October 31, 2021

The Commission, pursuant to 807 KAR 5:056, Section 3(3) established this case on March 31, 2022, to review and evaluate the operation of the FACs of the Cooperatives for the six-month period of May 1, 2021, through October 31, 2021.³ As part of this review, each Cooperative complied with the Commission's Order to submit certain information concerning its compliance with 807 KAR 5:056. On December 1, 2023, a copy of the Case No. 2023-00014 Order incorporating the record of Case No. 2022-00042 was attached and filed into the record.

Having considered the evidence in the record and being otherwise sufficiently advised, the Commission finds no evidence that the Cooperatives have improperly calculated or applied their FAC charges.

Case No. 2022-00269: November 1, 2021 through April 30, 2022

The Commission, pursuant to 807 KAR 5:056, Section 3(3) established this case on September 13, 2022, to review and evaluate the operation of the FACs of the Cooperatives for the six-month period of November 1, 2021 through April 30, 2022.⁴ As part of this review, each Cooperative complied with the Commission's Order to submit certain information concerning its compliance with 807 KAR 5:056. On December 4, 2023, a copy of the Case No. 2023-00014 Order incorporating the record of Case No. 2022-00269 was attached and filed into the record.

³ Case No. 2022-00042, *An Electronic Examination of the Application of the Fuel Adjustment Clause of East Kentucky Power Cooperative, Inc. Cooperatives From May 1, 2021 Through October 31, 2021* (Ky. PSC Mar. 31, 2022), Order.

⁴ Case No. 2022-00269, *An Electronic Examination of the Application of the Fuel Adjustment Clause of East Kentucky Power Cooperative, Inc. Cooperatives From November 1, 2021 Through April 30, 2022* (Ky. PSC Sept. 13, 2022), Order.

Having considered the evidence in the record and being otherwise sufficiently advised, the Commission finds no evidence that the Cooperatives have improperly calculated or applied their FAC charges.

IT IS THEREFORE ORDERED that:

1. The charges and credits billed by the Cooperatives through their FAC from May 1, 2021, through October 31, 2021, are approved.
2. The charges and credits billed by the Cooperatives through their FAC from November 1, 2021, through April 30, 2022, are approved.
3. A copy of this Order shall be entered into the record in Case Nos. 2022-00042 and 2022-00269.

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PUBLIC SERVICE COMMISSION



Chairman



Vice Chairman



Commissioner

ENTERED
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KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:



Executive Director

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