

ATTORNEYS AT LAW | PLLC

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March 27, 2017

Via Hand-Delivery

Ms. Talina Mathews, Ph.D.
Executive Director
Kentucky Public Service Commission
P.O. Box 615
211 Sower Boulevard
Frankfort, KY 40602

RECEIVED

MAR 27 2017

**PUBLIC SERVICE
COMMISSION**

Re: *In the Matter of: East Kentucky Power Cooperative, Inc. Failure to Comply with
KRS 278.042 - PSC Case No. 2017-00084*

Dear Ms. Mathews:

Enclosed please find for filing with the Commission in the above-referenced case an original and ten (10) copies of East Kentucky Power Cooperative, Inc.'s Response to the Commission's Order of March 8, 2017 and Motion to Schedule an Informal Conference. Please return a file-stamped copy to me.

Do not hesitate to contact me if you have any questions.

Very truly yours,

A handwritten signature in blue ink, appearing to read "DS Samford", written over the typed name.

David S. Samford

Enclosures

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED
MAR 27 2017
PUBLIC SERVICE
COMMISSION

IN THE MATTER OF:

EAST KENTUCKY POWER
COOPERATIVE, INC.

FAILURE TO COMPLY WITH
KRS 278.042

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CASE NO.
2017-00084

RESPONSE OF EAST KENTUCKY POWER COOPERATIVE, INC.
TO THE COMMISSION'S ORDER OF MARCH 8, 2017 AND
MOTION TO SCHEDULE AN INFORMAL CONFERENCE

On March 8, 2017, the Kentucky Public Service Commission ("Commission") issued an Order directing East Kentucky Power Cooperative, Inc. ("EKPC"), to file a written response to the alleged violations set forth in the Order. For its response to the March 8, 2017 Order EKPC respectfully states as follows:

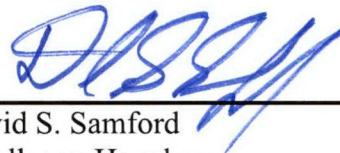
1. EKPC admits that its Line Technician, Dustin Cody Kidd, was injured on April 7, 2016, while attempting to repair a pole damaged by a fallen tree, which had been cut by EKPC's contractor, Asplundh Tree Company.
2. EKPC admits that its crew was attempting to lower the phase conductor to the ground instead of trying to cut the tree off of the line.
3. EKPC denies that duties of the first-level supervisor or person in charge were not met.
4. EKPC denies that the inappropriate work methods were used for this attempted repair.

5. EKPC can neither admit nor deny that inappropriate tools were used for this attempted repair but does admit that the investigation by EKPC showed that the hook used was rated for 500 pounds.
6. EKPC denies that the alleged violations of KRS 278.042, the 2012 edition of the NESC, EKPC's Cardinal Rules and the EKPC Safety Manual were willful.
7. EKPC respectfully requests the Commission to schedule an informal conference for the purpose of: (a) narrowing the issues to be heard if a hearing proves necessary; and (b) discussing whether a settlement of the issues raised in the Commission's March 8, 2017 Order might be possible.
8. EKPC's willingness to discuss settlement is not, and should not be construed as, an admission of any liability or fault on its part. Any allegations for which a response is required, and that has not been expressly admitted herein, is hereby expressly denied.

NOW, THEREFORE, EKPC respectfully requests that the case be dismissed or, in the alternative, that an informal conference be scheduled with Commission Staff for the purpose of discussing the issues involved in this case, settlement and expediting resolution of this proceeding.

This 27th day of March, 2017.

Respectfully submitted,



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Cooperative, Inc.*