

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF KENTUCKY)	
POWER COMPANY FOR APPROVAL OF A)	CASE NO.
CONTRACT FOR ELECTRIC SERVICE WITH)	2018-00418
BRAIDY INDUSTRIES INC.)	

ORDER

On October 21, 2022, Kentucky Power Company (Kentucky Power) filed a motion seeking to withdraw its application filed on December 21, 2018, seeking approval of a special contract between Kentucky Power and Unity Aluminum, Inc. (f/k/a Braidy Industries, Inc.)(Unity).

Kentucky Power, as grounds for its motion, states that Unity no longer plans to locate its facilities, including an aluminum mill, in Kentucky Power's territory. Because Unity no longer plans to locate its facilities in Kentucky Power's territory, the certificate of public convenience and necessity, which the Commission conditionally granted, is no longer needed.¹ Therefore, Kentucky Power asserts that approval of the special contract in this case is moot and requests that the Commission dismiss the application without prejudice.

¹ See Case no. 2018-00072, *Electronic Application of Kentucky Power Company for a Certificate of Public Convenience and Necessity to Construct A 138 Kv Transmission Line In Boyd County, Kentucky* (Ky. PSC Oct. 5, 2018).

The Commission finds that in light of Unity not locating its facilities within Kentucky Power's territory the application seeking approval of the special contract between Kentucky Power and Unity is moot and Kentucky Power's motion should be granted.

IT IS THEREFORE ORDERED that:

1. Kentucky Power's motion to withdraw the application is granted.
2. This case is closed and removed from the Commission's docket.

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PUBLIC SERVICE COMMISSION

Chairman

Vice Chairman

Commissioner



ATTEST:

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