

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF KENTUCKY)	
POWER COMPANY FOR (1) A GENERAL)	
ADJUSTMENT OF ITS RATES FOR ELECTRIC)	
SERVICE; (2) APPROVAL OF TARIFFS AND)	CASE NO.
RIDERS; (3) APPROVAL OF ACCOUNTING)	2020-00174
PRACTICES TO ESTABLISH REGULATORY)	
ASSETS AND LIABILITIES; (4) APPROVAL OF)	
A CERTIFICATE OF PUBLIC CONVENIENCE)	
AND NECESSITY; AND (5) ALL OTHER)	
REQUIRED APPROVALS AND RELIEF)	

ORDER

On November 10, 2020, Kentucky Power Company (Kentucky Power) filed a motion requesting to deviate from 807 KAR 5:001, Section 9(1)(b)(2), which requires newspaper publication of notice of a hearing not less than seven days prior to the hearing.

As a basis for the motion, Kentucky Power stated that it timely provided notice to Kentucky Press Service, Inc. with sufficient time for publication of timely notice in each of the 20 counties in Kentucky Power's service territory. Kentucky Power explained that all but two of the newspapers published notice on or before November 6, 2020. Kentucky Power further explained that *The Licking Valley Courier*, in Morgan County, Kentucky, and *The Elliot County News*, Elliot County, Kentucky, failed to publish the notice as scheduled. *The Licking Valley Courier* will publish the notice on November 12, 2020, and *The Elliot County News* will publish the notice on November 13, 2020. Kentucky Power asserted that it acted in good faith, timely provided notice to Kentucky Press Service, Inc., and the delay in publishing notice was outside of Kentucky Power's control. Kentucky

Power argued that the deviation will not prejudice the public or the Commission because notice of the hearing will be published prior to the hearing.

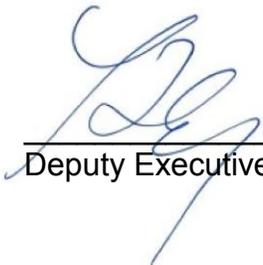
Having reviewed the motion and being otherwise sufficiently advised, the Commission finds that Kentucky Power filed evidence that established good cause to grant the requested deviation. In addition to the motion, Kentucky Power filed notice of proof of publication on November 10, 2020, for the newspapers that timely published the notice between November 2 and November 5, 2020. On November 9, 2020, Kentucky Power filed notice of email communications with Kentucky Press Service, Inc. dated October 26 and October 27, 2020, arranging for publication. The above evidence demonstrates that Kentucky Power undertook timely action for publication of the notice and that all but two of the newspapers actually published the notice within the regulatory timeframe. Additionally, notice will be filed on November 12 and November 13, 2020, for the hearing, which begins on November 17, 2020. Thus, the affected customers in Morgan and Elliot Counties are not unduly prejudiced because they will receive notice prior to the date of the hearing.

IT IS THEREFORE ORDERED that Kentucky Power's motion requesting to deviate from filing requirements of 807 KAR 5:001, Section 9(1)(b)(2), is granted.

By the Commission



ATTEST:



Deputy Executive Director

*Angela M Goad
Assistant Attorney General
Office of the Attorney General Office of Rate
700 Capitol Avenue
Suite 20
Frankfort, KENTUCKY 40601-8204

*Thomas J Fitzgerald
Counsel & Director
Kentucky Resources Council, Inc.
Post Office Box 1070
Frankfort, KENTUCKY 40602

*Katie M Glass
Stites & Harbison
421 West Main Street
P. O. Box 634
Frankfort, KENTUCKY 40602-0634

*Barry Alan Naum
Spilman Thomas & Battle, PLLC
1100 Brent Creek Blvd., Suite 101
Mechanicsburg, PENNSYLVANIA 17050

*Hector Garcia-Santana
American Electric Power Service Corporation
1 Riverside Plaza, 29th Floor
Post Office Box 16631
Columbus, OHIO 43216

*Lisa A. Lucas
Administrative Assistant
Jenkins Fenstermaker, PLLC
325 Eighth Street
Huntington, WEST VIRGINIA 25701

*Clay A. Barkley
Strobo Barkley PLLC
239 South 5th Street
Ste 917
Louisville, KENTUCKY 40202

*Jody Kyler Cohn
Boehm, Kurtz & Lowry
36 East Seventh Street
Suite 1510
Cincinnati, OHIO 45202

*Larry Cook
Assistant Attorney General
Office of the Attorney General Office of Rate
700 Capitol Avenue
Suite 20
Frankfort, KENTUCKY 40601-8204

*Carrie H Grundmann
Spilman Thomas & Battle, PLLC
110 Oakwood Drive, Suite 500
Winston-Salem, NORTH CAROLINA 27103

*Joe F Childers
Joe F. Childers & Associates
300 Lexington Building
201 West Short Street
Lexington, KENTUCKY 40507

*Michael A Frye
Honorable
Jenkins Fenstermaker, PLLC
325 Eighth Street
Huntington, WEST VIRGINIA 25701

*Christen M Blend
American Electric Power Service Corporation
1 Riverside Plaza, 29th Floor
Post Office Box 16631
Columbus, OHIO 43216

*John Horne
Office of the Attorney General Office of Rate
700 Capitol Avenue
Suite 20
Frankfort, KENTUCKY 40601-8204

*Matt Partymiller
President
Kentucky Solar Industries Association
1038 Brentwood Court
Suite B
Lexington, KENTUCKY 40511

*Don C Parker
Spilman Thomas & Battle, PLLC
300 Kanawha Blvd, East
Charleston, WEST VIRGINIA 25301

*Honorable Kurt J Boehm
Attorney at Law
Boehm, Kurtz & Lowry
36 East Seventh Street
Suite 1510
Cincinnati, OHIO 45202

*J. Michael West
Office of the Attorney General Office of Rate
700 Capitol Avenue
Suite 20
Frankfort, KENTUCKY 40601-8204

*Honorable David Edward Spenard
Strobo Barkley PLLC
239 South 5th Street
Ste 917
Louisville, KENTUCKY 40202

*Kentucky Power Company
1645 Winchester Avenue
Ashland, KY 41101

*Honorable Michael L Kurtz
Attorney at Law
Boehm, Kurtz & Lowry
36 East Seventh Street
Suite 1510
Cincinnati, OHIO 45202

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

*Robert D. Gladman
American Electric Power Service Corporation
1 Riverside Plaza, 29th Floor
Post Office Box 16631
Columbus, OHIO 43216

*Randal A. Strobo
Strobo Barkley PLLC
239 South 5th Street
Ste 917
Louisville, KENTUCKY 40202

*Tanner Wolfram
American Electric Power Service Corporation
1 Riverside Plaza, 29th Floor
Post Office Box 16631
Columbus, OHIO 43216