

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF KENTUCKY)	
POWER COMPANY FOR A CERTIFICATE OF)	
PUBLIC CONVENIENCE AND NECESSITY TO)	
CONSTRUCT A 138 KV TRANSMISSION LINE)	CASE NO.
AND ASSOCIATED FACILITIES IN FLOYD)	2021-00346
AND KNOTT COUNTIES, KENTUCKY)	
(GARRETT AREA IMPROVEMENTS 138 KV)	
TRANSMISSION PROJECT))	

ORDER

On October 8, 2021, Kentucky Power Company (Kentucky Power) filed a motion for leave to file an amended notice of intent and for deviation from the requirements of 807 KAR 5:120, Section 4, and requesting to amend the caption of this case to include Breathitt County, Kentucky. Kentucky Power filed its notice of intent in this proceeding on September 1, 2021, and indicated that on or after October 2, 2021, it intended to file an application seeking a Certificate of Public Convenience and Necessity (CPCN) to construct the Garrett Area Project located in Knott and Floyd counties, Kentucky. Further Kentucky Power indicated the Garrett Area Project would consist of:

- The construction of approximately 15 miles of new 138 kilovolt (kV) transmission line from the Hays Branch 138 kV Substation in Floyd County, Kentucky to the Soft Shell 138 kV Substation in Knott County, Kentucky. Approximately 0.25 miles of the new 138 kV transmission line was to be a double circuit line from the new Eastern 138 kV Substation to a new tap structure in the vicinity of existing structure K137-4 on the Hays Branch-Morgan Fork 138 kV transmission line;
- The construction of the new Eastern 138 kV Substation south of the existing 138 kV Hays Branch Substation in Floyd County, Kentucky;

- The expansion and conversion of the existing Garrett 46 kV Substation located in Floyd County, Kentucky to a 138 kV Substation;
- The upgrade of Kentucky Power's existing Hays Branch 138 kV Substation, McKinney 46 kV McKinney Substation, both of which are in Floyd County, Kentucky, and the Soft Shell 138 kV Substation in Knott County, Kentucky. Removal work to be performed at the Beaver Creek 138/69/46 kV Substation. In addition, a Phase-over-phase switch will be installed outside the Hays Branch 138 kV Substation to accommodate the new Eastern 138 kV transmission line;
- The performance of work at Kentucky Power's delivery point at the East Kentucky Power Cooperative, Inc. Salt Lick 138 kV Substation in Floyd County, Kentucky, and
- The retirement of approximately 25 miles of the 46 kV Beaver Creek-McKinney #1 46 kV circuit, along with the retirement of the Spring Fork Tap and the Shepherd and Lackey Switching Stations.

In its motion, Kentucky Power explains that it proposes to identify separately the proposed retirement of the Spring Fork 46 kV Transmission Substation and the associated 46 kV transmission line. Kentucky Power also states that subsequent to filing its notice of intent it determined that the Spring Fork 46kV Transmission Substation and the associated 46 kV transmission line to be retired are located in Breathitt County, near the Breathitt-Knott County line. Finally, Kentucky Power states that it no longer intends to install the Phase-over-Phase switch at the Hays Branch 138kV Substation.

Commission regulation 807 KAR 5:001, Section 4(5), provides that upon a motion of a party, and for good cause shown, the Commission shall allow a complaint, application, answer, or other paper to be amended or corrected or an omission supplied. Kentucky Power argues good cause exists to grant its motion because the description of the work contained in the amended notice of intent provides a more detailed description of the work it proposes to perform. Additionally, Kentucky Power states that the amended notice informs residents of Breathitt County that removal work will be performed in that

county. Kentucky Power's notice of intent is a paper filed with the Commission and is therefore eligible to be amended upon a motion and good cause shown. The Commission finds that correcting the notice of intent to include the actual locations of the named assets and to more accurately describe the work proposed, is good cause to grant the motion to amend the notice of intent, and the motion for leave to file an amended notice should be granted.

IT IS THEREFORE ORDERED that:

1. Kentucky Power's motion is granted.
2. The caption of this proceeding is amended to include Breathitt County, Kentucky.

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By the Commission



ATTEST:


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