

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN ELECTRONIC EXAMINATION OF THE)	
APPLICATION OF THE FUEL ADJUSTMENT)	CASE NO.
CLAUSE OF EAST KENTUCKY POWER)	2022-00037
COOPERATIVE, INC. FROM MAY 1, 2021)	
THROUGH OCTOBER 31, 2021)	

ORDER

The Commission, by Order entered in Case No. 2023-00009,¹ incorporated the record of this proceeding into the record in Case No. 2023-00009 and found that it would conclude its review of this proceeding in Case No. 2023-00009. A copy of the Order in Case No. 2023-00009 concluding the present case is attached to this Order as an Appendix and is filed into the record of this proceeding. The Commission finds that this case, having been resolved in Case No. 2023-00009, should be dismissed.

IT IS THEREFORE ORDERED that this case is closed and removed from the docket.

¹ Case No. 2023-00009, *An Electronic Examination of the Application of the Fuel Adjustment Clause of East Kentucky Power Cooperative, Inc. from November 1, 2020 Through October 31, 2022* (Ky. PSC Sept. 6, 2023), Order.

PUBLIC SERVICE COMMISSION

Kurt Eller

Chairman

AM

Vice Chairman

Mary Pat Regan

Commissioner

ATTEST:

Linda C. Bridwell

Executive Director



APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2022-00037 DATED MAY 09 2024

FIVE PAGES TO FOLLOW

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN ELECTRONIC EXAMINATION OF THE)	
APPLICATION OF THE FUEL ADJUSTMENT)	CASE NO.
CLAUSE OF EAST KENTUCKY POWER)	2023-00009
COOPERATIVE, INC. FROM NOVEMBER 1, 2020)	
THROUGH OCTOBER 31, 2022)	

ORDER

The Commission, pursuant to 807 KAR 5:056, Section 3(4), established this case by Order issued on September 6, 2023, to review and evaluate the operation of the Fuel Adjustment Clause (FAC) of East Kentucky Power Cooperative, Inc. (EKPC), 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. 2022-00037¹ and 2022-00264² 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. 2022-00037 and 2022-00264. That hearing was held in the two-year review case on January 4, 2024. There are no intervenors in these proceedings.

¹ Case No. 2022-00037, *An Electronic Examination of the Application of the Fuel Adjustment Clause of East Kentucky Power Cooperative, Inc. from May 1, 2021 Through October 31, 2021.*

² Case No. 2022-00264, *An Electronic Examination of the Application of the Fuel Adjustment Clause of East Kentucky Power Cooperative, Inc. from November 1, 2021 Through April 30, 2022.*

The Commission, having reviewed the records of Case No. 2022-00037, Case No. 2022-00264, and the six-month periods incorporated by reference in Case No. 2023-00009 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. 2022-00037 and 2022-00264 as discussed herein.

Case No. 2022-00037: May 1, 2021 through October 31, 2021

The Commission, pursuant to 807 KAR 5:056, Section 3(3), established this case by Order issued on March 31, 2022, to review and evaluate the operation of the FACs of EKPC for the six-month period of May 1, 2021, through October 31, 2021.³ As part of this review, EKPC responded to three rounds of discovery and one post-hearing request for information. A hearing was held on August 4, 2022. On December 1, 2023, a copy of the Case No. 2023-00009 Order incorporating the record of Case No. 2022-00037 was attached and filed into the record. A review of EKPC's monthly FAC filings shows that the fuel costs incurred for the six months under review ranged from a low of \$0.02158 per kWh in May 2021 to a high of \$0.03749 per kWh in October 2021 with a six-month average of \$0.02549 per kWh.⁴

Having considered the evidence of record and being otherwise sufficiently advised, the Commission finds no evidence of improper calculation or application of EKPC's FAC charges or improper fuel procurement practices.

³ Case No. 2022-00037, *An Electronic Examination of the Application of the Fuel Adjustment Clause of East Kentucky Power Cooperative, Inc. from May 1, 2021 Through October 31, 2021* (Ky. PSC Mar. 31, 2022), Order.

⁴ The FAC rates are based on the expense month for each month of the review period.

Case No. 2022-00264: November 1, 2021 through April 30, 2022

The Commission, pursuant to 807 KAR 5:056, Section 3(3), established this case by Order issued on September 13, 2022, to review and evaluate the operation of the FACs of EKPC for the six-month period of November 1, 2021, through April 30, 2022.⁵ As part of this review, EKPC responded to two requests for information from Commission Staff. On December 1, 2023, a copy of the Case No. 2023-00009 Order incorporating the record of Case No. 2022-00264 was attached and filed into the record. A review of EKPC's monthly FAC filings shows that the fuel costs incurred for the six months under review ranged from a low of \$0.03331 per kWh in April 2022 to a high of \$0.04384 per kWh in November 2021 with a six-month average of \$0.03623 per kWh.⁶

Having considered the evidence of record and being otherwise sufficiently advised, the Commission finds no evidence of improper calculation or application of EKPC's FAC charges or improper fuel procurement practices.

IT IS THEREFORE ORDERED that:

1. The charges and credits billed by EKPC through its FAC from May 1, 2021, through October 31, 2021, are approved.
2. The charges and credits billed by EKPC through its 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. 2022-00037 and 2022-00264.

⁵ Case No. 2022-00264, *An Electronic Examination of the Application of the Fuel Adjustment Clause of East Kentucky Power Cooperative, Inc. From November 1, 2021 Through April 30, 2022* (Ky. PSC Sept. 13, 2022), Order.

⁶ The FAC rates are based on the expense month for each month of the review period.

PUBLIC SERVICE COMMISSION

Scott Clement
Chairman

AM
Vice Chairman

Mary Pat Regan
Commissioner

ATTEST:

Linda C. Bridwell
Executive Director



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