

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF DUKE ENERGY )	
KENTUCKY, INC. FOR AN ORDER TO ENTER )	CASE NO.
INTO UP TO \$25,000,000 PRINCIPAL AMOUNT )	2022-00335
OF CAPITAL LEASE OBLIGATIONS )	

ORDER

On October 3, 2022, Duke Energy Kentucky (Duke Kentucky) filed an application, pursuant to KRS 278.300, requesting approval to issue or enter into capital leases up to a principal amount of \$25 million and approval to enter into all necessary agreements and other documents relating thereto.

KRS 278.300(2) provides that the Commission must adjudicate an application for authority to issue evidence of indebtedness within 60 days of the date that the application was filed. Sixty days after the date of filing is December 2, 2022. KRS 278.300(2) also provides that the Commission can continue its review of the application for longer than 60 days upon a showing of good cause.

Based upon a review of the application, the Commission finds that additional time will be necessary, and that the investigation and review cannot be completed by December 2, 2022, given the unique and broad approval Duke is seeking herein, including authority for unspecified sale and leaseback agreements. For that reason, the Commission finds that good cause exists to continue the application beyond the 60-day period specified in KRS 278.300(2) so that the Commission can conduct a thorough review of the proposed transaction.

IT IS THEREFORE ORDERED that:

1. Duke Kentucky's application is continued beyond the 60-day period specified in KRS 278.300(2).
2. Any party filing a paper with the Commission shall file an electronic copy in accordance with the electronic filing procedures set forth in 807 KAR 5:001, Section 8. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked. The Commission directs the parties to the Commission's July 22, 2021 Order in Case No. 2020-00085<sup>1</sup> regarding filings with the Commission.
3. Nothing contained in this Order shall prevent the Commission from entering further Orders in this matter.

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<sup>1</sup> Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID-19* (Ky. PSC July 22, 2021), Order (in which the Commission ordered that for case filings made on and after March 16, 2020, filers are NOT required to file the original physical copies of the filings required by 807 KAR 5:001, Section 8).

PUBLIC SERVICE COMMISSION

  
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Chairman

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Vice Chairman

  
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Commissioner



ATTEST:

  
\_\_\_\_\_  
Executive Director

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