

Andy Beshear
Governor

Rebecca W. Goodman
Secretary
Energy and Environment Cabinet



Commonwealth of Kentucky
Public Service Commission
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Kent A. Chandler
Chairman

Angie Hatton
Vice Chairman

Mary Pat Regan
Commissioner

July 10, 2023

PARTIES OF RECORD

RE: Case No. **2023-00177**

East Kentucky Power Cooperative, Inc.
(Surcharge - Environmental)
(Construct)
(Environmental - Compliance Plan)

The Commission Staff has reviewed the filing submitted June 30, 2023 and has determined that the application in the above case now meets the minimum filing requirements. Attached please find a stamped filed copy of the first page of your filing. This case has been docketed and will be processed as expeditiously as possible.

If you need further assistance, please contact my staff at 502-564-3940.

Sincerely,

A handwritten signature in blue ink that reads "Linda C. Bridwell".

Linda C. Bridwell
Executive Director

LCB/AH

**COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION**

In The Matter Of:

| | | |
|---|---|-------------------|
| ELECTRONIC APPLICATION OF EAST |) | |
| KENTUCKY POWER COOPERATIVE, INC. FOR |) | |
| APPROVAL TO AMEND ITS ENVIRONMENTAL |) | |
| COMPLIANCE PLAN AND RECOVER COSTS |) | CASE NO. |
| PURSUANT TO ITS ENVIRONMENTAL |) | 2023-00177 |
| SURCHARGE, AND FOR THE ISSUANCE OF |) | |
| CERTIFICATES OF PUBLIC CONVENIENCE |) | |
| AND NECESSITY AND OTHER RELIEF |) | |

APPLICATION

Comes now East Kentucky Power Cooperative, Inc. (“EKPC”), by counsel, pursuant to KRS 278.020, KRS 278.183, 807 KAR 5:001 and other applicable law, and hereby requests this Commission enter an Order: (1) approving EKPC’s proposed amendment of its Environmental Compliance Plan (“Compliance Plan”); (2) granting EKPC authority to recover the costs associated with said Compliance Plan amendment through its existing environmental surcharge; (3) issuing Certificates of Public Convenience and Necessity (“CPCN”) for the construction of certain facilities associated with said Compliance Plan amendment; and (4) granting all other required relief. In support of its requested relief, EKPC respectfully states as follows:

I. Introduction

1. EKPC requests Commission authorization to amend its Compliance Plan to include additional projects necessary to comply with the Disposal of Coal Combustion Residuals (“CCR”) from Electric Utilities Rule (“CCR Rule”), the federal Clean Water Act (“CWA”), and other

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