

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC PURCHASED GAS ADJUSTMENT)	CASE NO.
FILING OF NAVITAS KY NG, LLC)	2025-00084

ORDER

On March 31, 2025, Navitas KY NG, LLC (Navitas KY NG) filed its quarterly Gas Cost Recovery (GCR) rate report with a proposed effective date of May 1, 2025. In Navitas KY's most recent GCR cases, Navitas KY NG has had potential issues with its GCR rate reports.¹ After reviewing the current GCR rate report, the Commission has determined that further discovery is necessary to gather information pertaining to Navitas KY NG's Schedule IV, ACA calculations.

Having reviewed the proposed tariff and being otherwise sufficiently advised, the Commission finds that an investigation is necessary to determine the reasonableness of the proposed GCR rates and that such investigation cannot be completed by May 1, 2025. Pursuant to KRS 278.190(2), the Commission will, therefore, suspend the effective date of the proposed tariff for one day, until May 2, 2025, to give the Commission time to investigate the proposed GCR rates, and to allow Navitas KY NG to begin charging the GCR rates, pending a final Order and subject to refund, provided it provides written notice to the Commission of its intention to do so pursuant to KRS 278.190(2). To ensure an

¹ See Case No. 2025-00010, *Electronic Alleged Failure of Navitas Ky NG, LLC to Comply with KRS 278.030, KRS 278.180(1), KRA 278.274, Commission Orders, and Its Gas Cost Recovery Tariff*, Order (Ky. PSC Feb. 3, 2025).

orderly review, the Commission also finds that a procedural schedule should be established for this matter.

The Commission directs Navitas KY NG to the Commission's July 22, 2021 Order in Case No. 2020-00085² in which the Commission mandated the use of electronic filing procedures listed in 807 KAR 5:001, Section 8. Consistent with the filing procedures set forth in Case No. 2020-00085, the Commission finds that electronic filing procedures should be used.

IT IS THEREFORE ORDERED that:

1. This proceeding is established to investigate the reasonableness of the proposed GCR rates.
2. Navitas KY NG's proposed GCR rates are suspended for one day, to May 2, 2025.
3. Navitas KY NG's proposed GCR rates may be placed in effect by Navitas KY NG on, or after May 2, 2025, pending the final Order in this matter and subject to refund, provided Navitas KY NG files written notice to the Commission of its intention to do so as required by KRS 278.190(2).
4. If Navitas KY NG files notice of its intention to place the proposed GCR rates into effect after the end of the suspension period, Navitas KY shall maintain its records in such manner as will allow it, the Commission, or any customer to determine

² 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).

the amounts to be refunded and to whom in the event of a refund is ordered upon final resolution of this matter.

5. The procedural schedule set forth in the Appendix to this Order shall be followed.

6. Navitas KY NG shall respond to all requests for information propounded by Commission Staff, whether identified on the procedural schedule or otherwise, as provided in those requests.

7. As set forth in 807 KAR 5:001, Section 4(11)(a), a person requesting permissive intervention in a Commission proceeding is required to demonstrate either (1) a special interest in the proceeding, which is not adequately represented in the case, or (2) that the person requesting permissive intervention is likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings. Therefore, any person requesting to intervene in a Commission proceeding must state with specificity the person's special interest that is not otherwise adequately represented, or the issues and facts the person will present that will assist the Commission in fully considering the matter. A mere recitation of the quantity of utility service consumed by the movant or a general statement regarding the potential impact of possible modification of rates will not be deemed sufficient to establish a special interest.

8. Any motion to intervene after the date established in the procedural schedule shall also show good cause for being untimely. If the untimely motion is granted, the movant shall accept and abide by the existing procedural schedule.

9. Navitas KY NG shall give notice of the hearing in accordance with the provisions set forth in 807 KAR 5:001, Section 9(2). In addition, the notice of the hearing shall include the following statements: “This hearing will be streamed live and may be viewed on the PSC website, psc.ky.gov” and “Public comments may be made at the beginning of the hearing. Those wishing to make oral public comments may do so by following the instructions listed on the PSC website, psc.ky.gov.” At the time publication is requested, Navitas KY NG shall forward a duplicate of the notice and request to the Commission.

10. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

11. Any hearing scheduled in this matter shall be held on the designated day or days and continued until called from the bench by the presiding officer. Pursuant to 807 KAR 5:001, Section 2, if the hearing is not concluded on the designated day, the hearing shall be continued upon verbal announcement by the presiding officer. A verbal announcement made by the presiding officer shall be proper notice of the continued hearing.

12. Witnesses who sponsor schedules, testimony, or responses to requests for information shall participate in person at any hearing scheduled in this matter.

13. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video recording shall be made of the hearing.

14. The Commission does not look favorably upon motions for continuance. Accordingly, motions for extensions of times with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

15. The Commission does not look favorably upon motions to substitute witnesses or excuse witnesses from testifying at Commission hearings. Accordingly, motions to substitute witnesses or excuse a witness from testifying at a Commission hearing or from testifying in person at a Commission hearing shall be made in writing at least 14 days prior to the hearing and will be granted only upon a showing of good cause.

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PUBLIC SERVICE COMMISSION


Chairman

Vice Chairman


Commissioner

ATTEST:


Executive Director



APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2025-00084 DATED APR 30 2025

Requests for intervention shall be filed no later than..... 05/09/2025

Initial requests for information to Navitas KY NG
shall be filed no later than 05/14/2025

Navitas KY NG shall file responses to
initial requests for information no later than..... 05/28/2025

All supplemental requests for information to Navitas KY NG
shall be filed no later than 06/10/2025

Navitas KY NG shall file responses to supplemental requests
for information no later than 06/24/2025

Last day for parties to request a public hearing or submit a
request for the matter be decided based upon the written record 06/30/2025

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