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Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of November 04, 2026

2011-00401

RECEIVED: 12/05/11 FILED: 12/05/11 FINAL: 05/31/12 REOPENED:
SUSPENSION DATE:

CASE CODE
Construct
Surcharge - Environmental

UTILITIES:
Kentucky Power Company

HEARINGS:

04/30/12	Formal Hearing
04/26/12	Teleconference
04/20/12	Teleconference
04/17/12	Formal Hearing
04/16/12	Formal Hearing
04/04/12	Informal Conference
01/05/12	Informal Conference

INDEX OF EVENTS:

12/05/19	Final Order Entered: 1. This case is opened to address certain outstanding petitions for confidential treatment. 2. The petitions for confidential treatment listed in Appendix B to this Order are granted. 3. The granting of these petitions shall not be cited as precedent in other proceedings before the Commission. 4. All movants shall review the petitions to determine if the material for which confidential treatment was requested still warrants confidential treatment. 5. A movant shall inform the Commission in writing, and filed in the original case file, if it determines that the information contained in a petition that is granted by this Order no longer warrants confidential treatment. 6. The Commission shall make available for inspection, upon request, any materials that a movant determines no longer warrants confidential treatment. 7. This case is closed and removed from the Commission's docket.
05/31/12	Order Entered: Kentucky Power's motion to withdraw its application is granted without prejudice and this case is closed and removed from the Commission's docket.
05/30/12	Kentucky Power Company's Motion for Leave to Withdraw Application Without Prejudice
05/25/12	KY Power's Modified Public and Confidential Versions of Response to Sierra Club 2-43
05/18/12	AG's Notice to Commission Staff RE Post Hearing Brief Redacted Portions of Confidential Session
05/17/12	KIUC Unredacted Brief Public Version
05/17/12	KY Power Filing on 051112 RE Confidentiality Petition
05/16/12	Letter of support to Representative Rocky Adkins
05/16/12	Notice of Filing of Hearing Documents
05/16/12	Notice of Errata to Post Hearing Brief (Public and Confidential)
05/15/12	Sierra Club Post Hearing Brief Letter of Explanation of Confidential Information
05/15/12	Rocky Adkins Letter of Support
05/14/12	KY Power Original Transcript of Hearing on 043012 with Confidential Petition
05/14/12	Brief of KIUC with Confidential Info to JCline
05/11/12	AG's Post-Hearing Brief Public Redacted Version with Confidential Info to JCline
05/11/12	Ky Power's Post-Hearing Brief with Confidential Petition
05/11/12	Tom Vierheller, Beverly May, and Sierra Club's Post Hearing Brief
05/10/12	KY Power Notice of Filing of Declaration of Mark A. Becker
05/10/12	KY Power Notice of Filing of Certain Data Request Responses
05/10/12	KY Power Responses to Commission Staffs 043012 Hearing Data Requests
05/10/12	Revised Exhibit LK 8 to Direct Testimony and Exhibits of Lane Kollen
05/10/12	KY Power Previously Filed Responses to Hearing Data Requests
05/09/12	Letter to Parties of Record verifying information from April 30, 2012 hearing
05/08/12	Notice of Filing of Certain Data Request Responses
05/08/12	KY Power's Notice of Filing of Certain Data Request Responses
05/04/12	Memorandum dated 5/4/12 for Informal Conference of 4/26/12; Comments, if any, due 5/14/12
05/04/12	Kentucky Power Company Responses to Hearing Data Requests

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05/04/12	Kentucky Power Company's Supplemental Response to Identified Data Requests
05/03/12	Response letters to multiple comment letters
05/01/12	KY Power Response to Commission Order of 042312 with Confidential Petition The Files are located at this link: http://psc.ky.gov/Home/Library?type=Cases&folder=2011%20Cases/2011-00401/Kentucky%20Power%20Responses%20to%20042312%20Order
05/01/12	Multiple Public Comments
04/27/12	Response E-mail to CREDO Action
04/27/12	Response letter to Rodney Gilliam
04/27/12	Response letter to Roberta Gilliam
04/27/12	CREDO Action Public Comments
04/27/12	Bruce Nilles Declaration
04/26/12	Letter to Michael L. Kurtz for confidential materials received 4/3/12
04/26/12	Letter to Michael L. Kurtz for confidential materials received 3/6/12
04/26/12	Letter to James Giampietro for clarification of Jeremy fisher Testimony
04/26/12	Letter to James Giampietro for clarification of confidential materials received 2/10/12
04/26/12	Letter to Joe Childers for clarification of Motion to Deviate
04/26/12	Letter to Joe Childers for clarification of Fisher and Hornby Testimonies
04/26/12	Response Letter to Representative Leslie A. Combs
04/25/12	Letter to Mark Overstreet granting Kentucky Power's petition for confidentiality filed 3/28/12
04/25/12	Letter to Mark Overstreet granting Kentucky Power's petition for confidentiality filed 2/20/12
04/25/12	Summary Notes from Public Meeting in Hazard, KY on April 5, 2012
04/25/12	Memorandum dated 4/25/2012 for Informal Conference of 4/04/2012; Comments, if any, due within five days of receipt
04/25/12	Summary Notes from Public Meeting in Pikeville, KY on April 4, 2012
04/25/12	Summary Notes from Public Meeting in Whitesburg, KY on April 5, 2012
04/25/12	Summary Notes from Public Meeting in Louisa, KY on April 4, 2012
04/25/12	Order Entered: that Hector Garcia is admitted pro hac vice for the purpose of representing Kentucky Power Company in the above-styled proceeding, provided that Mark R. Overstreet or another member of the Kentucky Bar Association acts as co-counsel and is present at any and all proceedings before this Commission.
04/25/12	Roberta Gilliam Public Comments
04/24/12	Order Entered: The Sierra Club's motion to compel is denied as moot.
04/24/12	Order Entered: (1) Sierra Club's motion for a one-day extension to file its confidential responses to Kentucky Power's First Information Request is granted. (2) Sierra Club's motion for authority to file its data responses in electronic format only is granted in part and denied in part. (3) Sierra Club is authorized to file in electronic format the required number of copies of eat data response containing 500 or more pages and shall file in paper the required copies of each data response containing less than 500 pages. (4) Sierra Club shall file in paper the original of each data response without regard to the number of pages unless the response consists of only computer-general modeling input and output files or information that would be mostly unintelligible in paper format because it is intended to be computer read. (5) Within seven days of the date of this Order, Sierra Club shall file the required paper originals and paper copies of its data responses.
04/24/12	Order Entered: (1) Kentucky Power's motions to deviate from the filing requirements are granted in part and denied in part. (2) Kentucky Power is authorized to file in electronic formal the required number of copies of each data response containing 500 or more pages and shall file in paper the required copies of each data response containing less than 500 pages. (3) Kentucky Power shall file in paper the original of each data response without regard to the number of pages unless the response consists of only computer generated modeling input and output files or information that would be mostly unintelligible in paper format because it is intended to be computer read. (4) Kentucky Power shall file within 7 days of the date of this Order the paper originals and the required number of paper copies of each data response not included in the deviation granted by this Order.
04/24/12	Commission Staff's Notice of Telephone Informal Conference
04/24/12	Representative Leslie A. Combs Comments Letter from Kentucky Power Company
04/23/12	Rodney Gilliam Public Comments
04/23/12	KY Power's Notice of Filing of Proofs of Publication
04/23/12	KY Power's Motion for Admission of Pro Hac Vice of Hector Garcia
04/19/12	Letter to Parties entering electronic mail messages into the record

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04/19/12	Response E-mail to Lynn Bartley
04/19/12	Mrs. James Kelly Public Comments
04/19/12	KY Power's Corrected Rebuttal Testimony of Mark Becker
04/16/12	KY Power's Response to Commission Staff's 4th Set of DR
04/16/12	KY Power Rebuttal Testimony and Exhibits
04/13/12	Intervenors Response to Commission's Request for Clarification of Confidential Info Filed on 031212
04/12/12	Order Entered: Movants' motion for a one-day extension of time is granted and their responses to the information requests of Commission Staff and responses and objections to Kentucky Power are accepted for filing on April 3, 2012.
04/12/12	Intervenors Notice of Errata to Direct Testimony of Jeremy Fisher and James Hornby with Confidential Info
04/05/12	Letter to Kristen Henry, Sierra Club, in response to material received for confidential treatment.
04/05/12	KY Power Notice of Filing of Supplemental Response to Identified DR
04/04/12	Response Letter to Representative Combs
04/04/12	Response E-mail to Mary Miller
04/04/12	Response E-mail to Joseph Anderson
04/03/12	Sierra Club Response to KY Power DR Item 9
04/03/12	Representative Leslie A. Combs Public Comments
04/03/12	ENVIRONMENTAL INTERVENORS MOTION FOR EXTENSION
04/03/12	Intervenors Responses to Commission Staff and KY Power DR and Motions to Deviate
04/03/12	KIUC's Responses to Commission Staff and KY Power's Data Requests with CD
04/03/12	KY POWER NOTICE OF FILING OF PROOFS OF PUBLICATION
04/02/12	Commission Staff's Fourth Information Request to Kentucky Power Company
04/02/12	Attorney General's Responses to KY Power's Data Requests
03/30/12	Letter dated 3/29/2012 to Mark Overstreet granting Kentucky Power Company's petition for confidentiality filed 2/16/2012
03/30/12	Notice of filing of Original affidavit
03/28/12	Kentucky Power Company's Responses to Commission Staff's Third Set of Data Requests and Petition for Confidential Treatment
03/26/12	KY Power DR to Vierheller, May and Sierra Club, AG, KIUC and Notice of Filing
03/23/12	Commission Staff's First Request for Information to Kentucky Industrial Utility Customers, Inc.
03/23/12	Commission Staff's First Request for Information to tom Vierheller, Beverly May and Sierra Club
03/21/12	Response letter to Janice Stapleton
03/21/12	Janice Stapleton Public Comments
03/20/12	Order Entered: The revised procedural schedule set forth in the Appendix to this Order shall be followed in this case. 2. Kentucky Power shall publish notice of this hearing in compliance with KRS 424.300 and 807 KAR 301 I , Section 8(5). 3. Kentucky Power shall file with the Commission proof of publication of the notice of hearing by April 27, 2012. 4. The official record of these proceedings shall be by video only.
03/20/12	Commission staffs notice of informal Conference
03/14/12	Commission Staff's Third Information Request to Kentucky Power Company
03/12/12	Attorney General's Pre-Filed Testimony
03/12/12	Affidavits of Wilson, Hornby & Fisher For Direct Testimony w/Conf Material to JCline
03/12/12	KY Power's Notice of Service of Confidential Info on Staff Consultants
03/09/12	KY Power's Supplemental Response to KIUC 1-41 and AG 1-26
03/07/12	KY Power Company's Executed Signature Page and Certificate of Service for 030112 Filing
03/06/12	KIUC Direct Testimony and Exhibits of Stephen G. Hill, Stephen J. Baron and Lane Kollen
03/06/12	KY Power Notice of Filing of Supp Response to Identified DR
03/02/12	Order Entered: (1) That portion of the AG's motion requesting an extension of time to file testimony is granted. (2) That portion of the GA's motion requesting the hearing be rescheduled is taken under advisement and will be ruled on at a later date. (3) The revised procedural schedule set forth in the appendix shall be followed in this case.
03/02/12	Order Entered: Shannon W. Fisk is admitted pro hac vice for the purpose of representing Intervenor Sierra Club.
03/02/12	KY Power Response to AGs Motion to Alter or Amend Commissions 2 Orders dtd 030112
03/01/12	Order Entered: 1. A hearing in this matter shall be held on April 16, 2012 at 1O:OO a.m., Eastern Daylight Time, in

	Hearing Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky. 2. Kentucky Power Company ("Kentucky Power") shall publish notice of this hearing in compliance with 807 KAR 5101 1, Section 8(5). 3. Kentucky Power shall file with the Commission, no later than April 13, 2012, proof of publication for its notice of the hearing in each of the publications in which it published notice. 4. The official record of these proceedings shall be by video only. 5. Any request to cancel or postpone this hearing shall be made by motion filed with the Commission at least one week before the hearing is scheduled to commence.
03/01/12	Order Entered: (1) Sierra Club's motion for an extension of time is granted to the extent that Sierra Club shall have ten additional days, or up to and including March 12, 2012 to file its testimony in verified prepared form. (2) The revised procedural schedule set forth in the Appendix shall be followed with respect to the direct testimony of Sierra Club, data requests to Sierra Club, and the responses of Sierra Club to data requests.
03/01/12	AG Motion to Alter or Amend Commissions 2 Orders dtd 030112
02/29/12	KY Power Response to Sierra Club Motion for Extension of Time
02/28/12	Kentucky Power Company's Notice of Filing Supplemental Response to Identified Data Request
02/27/12	Order Entered: Riverside's motion for rehearing is denied.
02/27/12	Movants Motion for Admission Pro Hac Vice of Shannon Fisk
02/24/12	Letter to Mark R. Overstreet granting Kentucky Power Company's petition for confidentiality filed 1/27/12 and amended on 2/7/12 for protection of certain information
02/24/12	Letter to Mark R. Overstreet granting Kentucky Power's petition for confidentiality filed 2/15/12 for protection of certain information.
02/24/12	KY Power's Original Affidavit of Toby Thomas and Supplemental Response to KPSC 2-13(b)
02/24/12	Intervenors Motion For Extension of Time to File Direct Testimony
02/22/12	KY Power's Responses to AG 1-11(c) and Sierra Club 1-1 with Excel CD to Exhibit SCW-4A thru SCW-4E
02/22/12	KY Power Response to Motion To Compel Disclosure by Sierra Club
02/20/12	Ky Power's Responses to Various Data Requests with Confidential Petition and Motion to Deviate
02/17/12	Memorandum dated 2/17/2012 for Informal Conference of 1/05/2012; Comments, if any, due within five days of receipt of letter
02/17/12	Intervenors Motion to Compel Disclosure
02/16/12	Order Entered: Kristin Henry is admitted pro hac vice for the purpose of representing Intervenor Sierra Club in the above-styled proceeding, provided that Joe Childers or another member of the Kentucky Bar Association acts as co-counsel and is present at any and all proceedings before this Commission
02/16/12	KY Power Supp Responses to Sierra Club with CD and Conf Petition
02/15/12	KY Power's Supplemental Responses to Sierra Club with Conf Petition and CD
02/14/12	Support Response Letter to Scotty Hanberry
02/10/12	Sierra Club's Letter of Clarification for Confidential Material Filed 020812
02/09/12	Scotty Hanberry Public Comments
02/09/12	KIUC 2nd Set of DR to KY Power Company
02/09/12	KY Power's Response to Riverside Generating Motion for Rehearing
02/08/12	Commission Staff's Second Request for Information to Kentucky Power Company
02/08/12	Movants Supplemental Requests for Information to Kentucky Power (Confidential Info)
02/08/12	Attorney General's Supplemental Data Requests
02/07/12	KY Power's Responses to Sierra Club's Identified Data Requests
02/07/12	KY Power's Response to AG's Data Request 1-11
02/07/12	Riverside Generating Company's Motion for Rehearing
02/07/12	KY Power's Motion For Leave to Amend 012712 Petition for Confidential Treatment (CD)
02/06/12	Motion to admit Pro Hac Vice by Sierra Club
01/31/12	Support Response Letter to Walter Anderson
01/30/12	Walter Anderson Public Comments
01/27/12	KY Power Responses to Initial Data Requests with Confidential Petition and Motion to Deviate
01/26/12	Order Entered: Riverside's motion for intervention is denied.
01/24/12	Support Response Letter to Billy Day
01/24/12	Support Response Letter to Michael W. Autry
01/23/12	Public Comments from Michael W. Autry

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01/23/12	Public Comments from Billy Day
01/19/12	Order Entered: (1) The motion of Tom Vierheller, Beverly May, and the Sierra Club to intervene is granted and Tom Vierheller, Beverly May and the Sierra Club shall accept the existing procedural schedule. (2) Tom Vierheller, Beverly May, and the Sierra Club shall be entitled to the full rights of a party. (3) Should Tom Vierheller, Beverly May, and the Sierra Club file documents of any kind with the Commission, Tom Vierheller, Beverly May, and the Sierra Club shall also serve a copy of said documents on all other parties of record.
01/17/12	First set of data request of KIUC Customers to Kentucky Power Company
01/13/12	Commission Staff's First Request for Information to Kentucky Power Company
01/13/12	Attorney General's Initial Data Requests
01/13/12	Proposed Intervenors Initial Requests for Info to KY Power
01/06/12	Movants Petition for Full Intervention
01/05/12	Riverside Generating Company, LLC's Motion to Intervene
12/28/11	Order Entered: (1) The procedural schedule set forth in the Appendix shall be followed in this proceeding. (2) a. Responses shall be appropriately bound. (2) b. Each response shall be answered under oath. (2) c. Any party shall make timely amendment to any prior response. (2) d. Any request a party fails to furnish the requested information, that party shall provide a written explanation. (3) Any party filing testimony shall file an original and ten copies. (4) Kentucky Power shall give notice of the hearing in accordance with the provision set forth in 807 KAR 5:011, Section 8(5). (5) At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted. (6) Nothing contained herein shall prevent the Commission from entering further Orders in this matter.
12/28/11	Commission Staff's Notice of Informal Conference
12/21/11	Order Entered: (1) The petition of KIUC to intervene is granted. (2) KIUC shall be entitled to the full rights of a party. (3) Should KIUC file document with the Commission, KIUC shall also serve a copy of said documents on all other parties of record.
12/14/11	Order Entered: The motion is granted and the Attorney General is hereby made a party to these proceedings.
12/12/11	KIUC's Petition to Intervene
12/08/11	No Deficiency Letter
12/07/11	Attorney General's Motion to Intervene
12/06/11	Acknowledge Receipt of Filing
12/06/11	KY Power's Notice of Re-Filing of Application
12/05/11	Application of Kentucky Power Company for Approval of its 2011 Environmental Compliance Plan, for Approval of its Amended Environmental Cost Recovery Surcharge Tariff, and for the Grant of a Certificate of Public Convenience and Necessity for the Construction and Acquisition of Related Facilities
12/05/11	Kentucky Power's Motion for Informal Conference
11/18/11	Kentucky Power Company's Amended Notice of Intent to File Application
10/28/11	Kentucky Power Company's Amended Notice of Intent to File Application for Approval of 2011 Environmental Compliance Plan and Environmental Surcharge Recovery and Related Relief
10/03/11	Acknowledge Receipt of Filing
09/30/11	Kentucky Power Company's Notice of Intent to File Application for Approval of 2011 Environmental Compliance Plan and Environmental Surcharge Recovery and Related Relief

Total Number of Cases: 1