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Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of November 09, 2026

2013-00144 RECEIVED: 04/10/13 FILED: 04/10/13 FINAL: 10/10/13 REOPENED:
SUSPENSION DATE:

CASE NATURE: Renewable Energy Purchase Agreement

CASE CODE
Financing
Contracts

UTILITIES:
Kentucky Power Company

HEARINGS:

08/29/13	Formal Hearing
08/28/13	Formal Hearing
06/27/13	Informal Conference
06/26/13	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.
05/02/19	Order Entered: 1. Kentucky Power's June 28, 2013, July 2, 2013, August 16, 2013, and September 23, 2013 petitions for confidential protection are denied as moot. 2. Kentucky Power's May 24, 2013 petition for confidential protection is granted. 3. The designated materials in Kentucky Power's May 24, 2013 petition shall not be placed in the public record or made available for public inspection for an indefinite period, or until further Orders of this Commission. 4. Use of the designated materials of Kentucky Power's May 24, 2013 petition in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9). 5. Kentucky Power shall inform the Commission if the designated materials of Kentucky Power's May 24, 2013 petition become publicly available or no longer qualify for confidential treatment. 6. If a non-party to this proceeding requests to inspect the designated materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not expired, Kentucky Power shall have 30 days from receipt of written notice of the request to demonstrate that the materials still fall within the exclusions from disclosure requirements established in KRS 61.878. If Kentucky Power is unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.
08/25/16	Order Entered: 1. The Commission Orders entered on October 10, 2013, and January 17, 2014, are revoked. 2. Kentucky Power's requests for approval of the REPA and for cost recovery of the REPA are denied. 3. Kentucky Power's Tariff B.E.R. is denied and shall be removed from its current tariffs on file with the Commission.
06/21/16	POST CASE: Kentucky Power Co. June 2016 Status Report
12/21/15	POST CASE: Kentucky Power Co. December 21, 2015 Status Report
06/29/15	POST CASE: Kentucky Power Co. Status Report
01/07/15	POST CASE: Kentucky Power Company Third Status Report
07/28/14	POST CASE: Kentucky Power Fifth Amendment to Renewable Energy Purchase Agreement
07/15/14	POST CASE: Fourth amendment to the Renewable Energy Purchase Agreement between Kentucky Power and ecoPower.

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07/02/14	POST CASE: Status report of Kentucky Power Company in response to Order of Oct 10, 2013
03/05/14	POST CASE: Kentucky Power Company Third Amendment to the Renewable Energy Purchase Agreement
01/17/14	Unreacted 20131010 PSC Order
01/03/14	POST CASE: Kentucky Power Company Status Report on Biomass Facility
12/13/13	POST CASE: Kentucky Power Company Second Amendment to the Renewable Energy Purchase Agreement
10/10/13	Order Entered: 1. Kentucky Power's request to amend its application is approved. 2. Kentucky Power's application, as amended, for approval of the terms and conditions of the REPA and authorizing it to enter into the REPA is approved. 3. Kentucky Power's request to recover the costs for the purchase of renewable energy under the REPA pursuant to KRS 278.271 and via the proposed Tariff B.E.R. is approved. 4. The REPA cost shall be limited to the contract rate as expressed in the REPA. Any additional incremental costs shall be borne by ecoPower, as provided in the REPA, and Kentucky Power's ratepayers shall be held harmless. 5. Any benefits resulting from Kentucky Power's decision to bank the RECs associated with the REPA shall be credited to Kentucky Power's ratepayers. 6. Any net proceeds resulting from Kentucky Power's decision to sell any RECs associated with the REPA shall be credited to Kentucky Power's ratepayers. 7. In the event Kentucky Power's credit rating is negatively impacted by the REPA, causing Kentucky Power to increase its common equity position, Kentucky Power shall hold its ratepayers harmless should such an event occur. 8. Kentucky Power's request to deviate from the financial exhibit requirements of 807 KAR 5:001, Section 12, is granted. 9. Kentucky Power's request to deviate from the notice requirements of 807 KAR 5:011, Section 8(2)(b)(3), is granted. 10. Kentucky Power's motion for rehearing is denied.
10/03/13	Order Entered: Kentucky Power's motion for rehearing is granted for the limited purpose of reconsidering our August 27, 2013 Order denying confidentiality to certain terms and provisions in the REPA.
09/25/13	Motion to Amend Public Version of Kentucky Industrial Utility Customers, Inc.'s Post Hearing Brief
09/25/13	Amended Public Version of Kentucky Industrial Utility Customers, Inc.'s Post Hearing Brief
09/23/13	Attorney General's Post-Hearing Brief
09/23/13	Kentucky Power Company's Stenographic Transcription of the public portions of the August 28-29, 2013 Hearing
09/23/13	Kentucky Power Company's Post Hearing Brief
09/23/13	Kentucky Power Company's Motion for Confidential Treatment
09/16/13	Kentucky Power's Motion for Rehearing of the Commission's August 27, 2013 Order Denying Confidential Treatment
09/13/13	Kentucky Power's Response to Commission Staff's August 28 - 29, 2013 Post Hearing Data Requests
09/13/13	Kentucky Power's Response to AG's August 28 - 29, 2013 Post Hearing Data Requests
09/04/13	Notice of Filing Hearing Documents
08/30/13	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.
08/29/13	Kentucky Power's notification of Laura J. Kogut and Rebecca S. Boyd providing stenographic services for the public hearing
08/27/13	Order Entered:
08/27/13	Order Entered: AG's motion to hold the case in abeyance is denied.
08/27/13	Order Entered: 1. Kentucky Power's motion to hire a court reporter to attend and produce a transcript of the August 28, 2013 hearing is granted. 2. Kentucky Power shall directly pay all costs for the court reporter. 3. Kentucky Power shall file a notice no later than August 30, 2013, setting forth the name and qualifications of the reporter it has hired for the August 28, 2013 hearing.
08/27/13	Secretary Leonard K. Peter Letter of Support
08/22/13	Kentucky Power Company notice of filing of Proof of publication

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08/22/13	Kentucky Power Company motion for the preparation of a stenographic transcription
08/21/13	Kentucky Power Company's Motion for Hector Garcia to appear Pro Hac Vice
08/16/13	Kentucky Power's proof of publication
08/16/13	Kentucky Power Company's Supplemental Response to KIUC Data Request 1-6, Motion for Confidential Treatment, and Motion to Deviate from Filing Requirements
08/09/13	Kentucky Power Company Rebuttal Testimony of Gregory G Pauley
08/01/13	KIUC's Responses to Commission Staff's and Kentucky Power Company's First Requests for Information a
07/29/13	Memorandum dated 7/29/13 for Informal Conference of 6/27/13; Comments, if any, due 8/6/13.
07/19/13	COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.
07/19/13	Kentucky Power Company's Data Requests to KIUC
07/17/13	Kentucky Power Company Notice of Filing of First Amendment to Renewable Energy Purchase Agreement
07/10/13	KIUC Letter of Clarification Regarding Confidential Information
07/08/13	KIUC Testimony and Exhibits of Lane Kollen, Paul Coomes, and Alan Taylor
07/03/13	Kentucky Power Company Motion to Amend Application and to Deviate From Filing Requirements and Supplemental Testimony of Ranie K Wohnhas
07/02/13	Kentucky Power Company Motion For Confidential Treatment
06/28/13	Kentucky Power Company Response to Question Posed at June 27, 2013 Informal Conference
06/28/13	Kentucky Power Company Response to KIUC and Motion for Confidential Treatment
06/27/13	Order Entered: 1. KIUC's petition to amend the procedural schedule is granted to the extent that all intervenor testimony shall be filed by July 5, 2013, and all subsequent procedural steps shall be extended by one week. 2. The procedural schedule attached as the Appendix to this order shall be followed in this case and shall supersede the procedural schedule appended to the Commission's April 26, 2013 Order.
06/27/13	COMMISSION STAFF'S NOTICE OF INFORMAL CONFERENCE
06/17/13	Kentucky Power Company Responses to KIUC Second Set of Data Requests
06/17/13	AG's Reply to Kentucky Power Company's Response in Opposition to Hold Case in Abeyance
06/17/13	Kentucky Power Company Petition For Confidential Treatment
06/17/13	Kentucky Power Company Responses to Commission Staffs Second Set of Data Requests
06/14/13	Order Entered: A hearing in this matter shall be held on Wednesday, August 28, 2013, at 1O:OO a.m. Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 21 1 Sower Boulevard, Frankfort, Kentucky. 2. The official record of these proceedings shall be by video only. 3. 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 .
06/13/13	Kentucky Power Company Response to KIUC's Petition to Amend Procedural Schedule
06/12/13	Kentucky Power Company's Response in Opposition to the AG's Motion to Hold Case in Abeyance
06/12/13	KIUC Petition to Amend Procedural Schedule
06/06/13	KIUC Second Set of Data Requests to Kentucky Power Company
06/05/13	COMMISSION STAFF'S SECOND REQUEST FOR INFORMATION TO KENTUCKY POWER COMPANY
06/05/13	AG motion to hold case in abeyance
05/24/13	Kentucky Power Company Responses to KIUC First Set of Data Requests Vol 1 of 2
05/24/13	Kentucky Power Company Responses to KIUC First Set of Data Requests Vol 2 of 2
05/24/13	Kentucky Power Company Responses to Commission Staff's First Set of Data Requests
05/24/13	Kentucky Power Company Petition For Confidential Treatment
05/24/13	Kentucky Power Company Responses to AG's Initial Set of Data Requests
05/13/13	KIUC First Set of Data Requests to Kentucky Power Company
05/10/13	COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO KENTUCKY POWER C-OMPANY
05/10/13	AG's Initial Data Requests
05/01/13	Kentucky Power Company's Contingent Motion For Leave To File A Reply In Support Of Its Motion For Confidential Treatment and Supporting Affidavit
05/01/13	Kentucky Power Company's Reply to KIUC's Response In Opposition To Kentucky Powers Motion For Confidential Treatment
04/26/13	Order Entered: (1) Kentucky Power's application for approval and authorization to enter into a Renewable Energy Purchase Agreement for Biomass Energy Resources with EcoPower Generation-

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	Hazard LLC is continued beyond the 60-day period specified in KRS 278.300(2). (2) The procedural schedule set forth in the Appendix attached hereto and incorporated herein shall be followed. (3) Responses to requests for information shall be appropriately bound, tabbed and indexed and shall include the name of the witness responsible for responding to the questions related to the information provided, with copies to all parties of record and an original and ten copies to the Commission. (4) parties shall respond to any requests for information that Commission Staff submits in accordance with the procedural schedule set forth in the Appendix. (5) Any party filing testimony shall file an original and ten copies. (6) any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted. (7) The Commission does not look favorably upon motions for continuance. Consequently, motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause. (8) Nothing contained herein shall prevent the Commission from entering further Orders in this matter.
04/26/13	KIUC Response in Opposition to Kentucky Power's Petition for Confidential Treatment
04/17/13	Order Entered: 1. The motion of KIUC to intervene is granted. 2. KIUC shall be entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order. 3. Should KIUC file documents of any kind with the Commission in the course of these proceedings, KIUC shall also serve a copy of said documents on all other parties of record.
04/16/13	Order Entered: The motion is granted and the Attorney General is hereby made a party to these proceedings.
04/15/13	No deficiency letter
04/12/13	KIUC Petition to Intervene
04/11/13	Acknowledge Receipt of Filing
04/11/13	Attorney Generals Motion to Intervene
04/10/13	Application of Kentucky Power Company for Approval of the Terms and Conditions of the Renewable Energy Purchase Agreement for Biomass Energy Resources Between the Company and ecoPower Generation-Hazard LLC; Authorization to Enter into the Agreement; Grant of Certain Declaratory Relief; and Grant of All other Required Approvals and Relief

Total Number of Cases: 1