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Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of November 08, 2026

2014-00252 RECEIVED: 09/08/14 FILED: 09/08/14 FINAL: 03/06/15 REOPENED:
SUSPENSION DATE:

CASE CODE
Construct
Surcharge - Environmental
Environmental - Compliance Plan

UTILITIES:
East Kentucky Power Cooperative, Inc.

INTERVENORS: Scott - Grayson RECC

HEARINGS:
02/03/15 Formal Hearing

INDEX OF EVENTS:

03/27/15 Order Entered: 1. EKPC's Motion for Confidential Treatment is hereby granted. 2. The materials for which EKPC seeks confidential treatment shall not be placed in the public record or made available for public inspection for a period of ten years, or until further Orders of this Commission. 3. Use of the materials in question in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9). 4. EKPC shall inform the Commission if the materials in question become publicly available or no longer qualify for confidential treatment. 5. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not run, then EKPC shall have 20 days from receipt off written notice of the request to demonstrate that the materials still fall within the exclusions from disclosure requirements established in KRS 61.878. If EKPC is unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection. 6. The Commission shall not make the requested materials available for inspection for 20 days following an Order finding that the materials no longer qualify for confidential treatment in order to allow EKPC to seek a remedy afforded by law.

03/27/15 Order Entered: 1. EKPC's Motion for Confidential Treatment is hereby granted. 2. The materials for which EKPC seeks confidential treatment shall not be placed in the public record or made available for public inspection for a five-year period from the date of this Order, or until further Orders of this Commission. 3. Use of the materials in question in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9). 4. EKPC shall inform the Commission if the materials in question become publicly available or no longer qualify for confidential treatment. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not run, then EKPC shall have 20 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 EKPC is unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection. 6. The Commission shall not make the requested materials available for inspection for 20 days following an Order finding that the materials no longer qualify for confidential treatment in order to allow EKPC to seek a remedy afforded by law.

03/27/15 Order Entered: 1. EKPC's Motion for Confidential Treatment is hereby granted. 2. The materials for which EKPC seeks confidential treatment shall not be placed in the public record or made available for public inspection for an indefinite time period, or until further Orders of this Commission. 3. Use of the materials in question in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9). 4. EKPC shall inform the Commission if the materials in question become publicly available or no longer qualify for confidential treatment. 5. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not run, then EKPC shall have 20 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 EKPC is unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.
6. The Commission shall not make the requested materials available for inspection for 20 days following an Order finding that the materials no longer qualify for confidential treatment in order to allow

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	EKPC to seek a remedy afforded by law.
03/06/15	Final Order Entered: 1. EKPC is granted a CPCN to construct the Smith Landfill to receive coal ash removed and transported from the Dale Ash Ponds. 2. EKPC's request to amend its Environmental Compliance Plan for purposes of recovering the costs of the proposed project through its environmental surcharge is granted. 3. EKPC's request to recover the costs of the J.K. Smith Landfill and the reclamation of the Dale Ash Ponds site over a ten-year period is approved. 4. EKPC shall treat the hauling costs associated with the proposed project for ratemaking purposes as an expense and recovered as incurred through its environmental surcharge. 5. Grayson's motion for an extension of time to file its post-hearing brief is granted. 6. The AG's motion for an extension of time to file a paper copy of its post-hearing brief is granted.
02/24/15	Grayson RECC Post-Hearing Brief
02/19/15	Grayson RECC Motion for Extension to File Brief
02/19/15	Attorney General's Motion to Deviate
02/19/15	Attorney General's Post Hearing Brief
02/17/15	EKPC Brief
02/10/15	Notice of Filing Hearing Documents
02/10/15	East Kentucky Power Coop, Inc. Response to Hearing Request for Information
02/02/15	Order entered: Grayson's Motion is denied. 2. A telephonic conference bridge shall be established to allow Grayson an opportunity to participate at the Hearing via teleconference. 3. Commission Staff shall provide Grayson with the call-in information.
02/02/15	Grayson RECC Motion to Reconsider
01/30/15	East Kentucky Power Coop Proof of Publication
01/29/15	Order Entered: Grayson's motion to continue the hearing scheduled for February 3, 2015 is denied.
01/27/15	East Kentucky Power Coop Inc. Objection to Grayson RECC Motion to Continue
01/26/15	Grayson Rural Electric Coop Motion to Continue
01/23/15	East Kentucky Power Supplemental Response to First Request for Information
01/23/15	East Kentucky Power Coop Motion for Confidential Treatment and Response to AG's Third Request for Information
01/23/15	East Kentucky Power Coop Response to Third Request for Information
01/22/15	Order Entered: 1. A hearing in this matter shall be held on Tuesday, February 3, 2015, at 10:00 a.m. Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 211 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.
01/14/15	Attorney General's Third Request for Information
01/12/15	Commission Staff's Third Request for Information to East Kentucky Power Cooperative, Inc.
12/31/14	Order Entered: (1) EKPC's motion for leave to file supplemental testimony is granted. (2) The Supplemental Direct Testimony of Don Mosier tendered on December 18, 2014, is accepted for filing. (3) All requests for information to EKPC regarding the supplemental direct testimony of Don Mosier shall be filed no later than January 14, 2015. (4) EKPC shall file responses to requests for information regarding the supplemental direct testimony of Don Mosier no later than January 23, 2015. (5) Nothing contained herein shall prevent the Commission from entering further Orders in this matter.
12/18/14	EKPC Motion for Leave to File Supplemental Direct Testimony
12/01/14	EKPC response to AG second request for info
11/21/14	Order Entered: (1) The motion of Grayson RECC to intervene is granted. (2) Grayson RECC shall be entitled to the full rights of a party and shall be served with the Commission's Orders and filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order.
11/21/14	EKPC response to staff second request for info dated Nov 7, 2014 and responses to second request for info from the AG
11/21/14	EKPC responses to staff second request for info dates Nov 7, 2014 and responses to the second request for info from the AG
11/07/14	COMMISSION STAFF'S SECOND REQUEST FOR INFORMATION TO EAST KENTUCKY POWER COOPERATIVE, INC.
11/07/14	AG's Second Request for Information
10/31/14	EKPC testimony of Matt Clark and Supp response to req No 9 of PSC staff first request for info

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10/24/14	EKPC Responses to AG First Request for Information
10/24/14	EKPC Responses to Staff's Initial Request for Information and Motion for Confidential Treatment
10/20/14	EKPC Notice of Withdrawal of Motion for Extension of Time to Respond to Grayson RECC Motion to Intervene
10/17/14	Grayson RECC Response to EKPC Motion for Extension of Time to Respond to Grayson Motion to Intervene
10/10/14	EKPC Motion for an Extension of Time to Respond to Grayson RECC Motion to Intervene
10/10/14	Attorney General's First Request for Information
10/09/14	Commission Staff's Initial Request for Information to East Kentucky Power Cooperative, Inc.
10/08/14	EKPC Reply in Support of Motion for Confidential Treatment
10/03/14	Motion to intervene of Grayson RECC
10/03/14	Grayson RECC response to motion of East Kentucky for confidential treatment
09/26/14	Order Entered: (1)The procedural schedule set forth in the Appendix attached to this Order shall be followed. (2) a. 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 ten copies to the Commission. b. Each response shall be under oath or, for representatives of a public or private corporation or a partnership or association or a governmental agency, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry. c. Any party shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect. d. For any request to which a party fails or refuses to furnish all or part of the requested information, that party shall provide a written explanation of the specific grounds for its failure to completely and precisely respond. (3) A person who submits a motion to intervene after October 3, 2014, and, upon a showing of good cause, is granted full intervention shall accept and abide by the existing procedural schedule.
09/17/14	No Deficiency Letter
09/10/14	Order Entered: The Motion is granted and the Attorney General is hereby made a party to these proceedings.
09/09/14	Acknowledge Receipt of Filing
09/08/14	Application of East Kentucky Power Cooperative, Inc. for a Certificate of Public Convenience and Necessity for Construction of an Ash Landfill at J.K. Smith Station, The Removal of Impounded Ash from William C. Dale Station for Transport to J.K. Smith and Approval of a Compliance Plan Amendment for Environmental Surcharge Recovery
08/06/14	OAG Motion to Intervene 1
07/11/14	Acknowledge Receipt of Filing
07/11/14	East Kentucky Power Cooperative, Inc. Notice of Intent to File Application of An Amended Environmental Surcharge Compliance Plan; A Revised Environmental Surcharge to Recover the Costs; and A CPC&N for Construction of a Special Waste Landfill at EKPC's J.K. Smith Station and the Removal of Impounded Ash from its William C. Dale Station

Total Number of Cases: 1