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**Case Management System - KY Public Service Commission***Regular Cases Before the Commission as of July 17, 2024***2019-00096**

RECEIVED: 04/01/19

FILED: 04/01/19

FINAL: 12/23/20

REOPENED:

SUSPENSION DATE:

**CASE CODE**

Integrated Resource Plan

**UTILITIES:**

East Kentucky Power Cooperative, Inc.

**HEARINGS:**

08/20/20 Formal Hearing

07/27/20 Informal Conference

**INDEX OF EVENTS:**

- 12/23/20 Order Entered: 1. EKPC shall file its next IRP no later than April 1, 2022. 2. This case is closed and removed from the Commission's docket.
- 12/16/20 David S. Samford East Kentucky Power Cooperative, Inc. Comment on IRP Staff Report
- 12/07/20 Order Entered: 1. The Staff Report on EKPC's 2019 IRP represents the final substantive action in this matter. 2. EKPC shall file comments with respect to the Staff Report and in response to Intervenor comments within ten days of the date of entry of this Order.  
3. An Order closing this case and removing it from the Commission's docket shall be issued after the period for comments on the Staff Report has expired.
- 11/30/20 Michael L. Kurtz, Esq. Nucor Steel Gallatin Letter advising the Commission that Nucor Steel Gallatin has elected NOT to file Comments to the Commissions November 23, 2020 Staff Report
- 11/23/20 Order Entered: 1. The Staff Report attached as an Appendix to this Order shall be entered into the record of this matter. 2. Any comments with respect to the Staff Report shall be filed within ten days from the date of the entry of this Order.
- 10/14/20 Order Entered: 1. EKPC's September 3, 2020 motion for confidential protection for EKPC's response to Attorney General Post-Hearing Request, Item 2 is granted. 2. The designated information shall not be placed in the public record or made available for public inspection for ten years or until further Order of this Commission. 3. Use of the material 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 material in question becomes publicly available or no longer qualifies for confidential treatment. 5. If a nonparty to this proceeding requests to inspect the material granted confidential treatment by this Order and the period during which the material has been granted confidential treatment has not expired, EKPC shall have 30 days from receipt of written notice of the request to demonstrate that the material still falls within the exclusions from disclosure requirements established in KRS 61.878. If EKPC is unable to make such demonstration, the requested material shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection. 6. The Commission shall not make the requested material available for inspection for 30 days from the date of service of an Order finding that the material no longer qualifies for confidential treatment in order to allow EKPC to seek a remedy afforded by law.
- 09/03/20 Michael L. Kurtz Nucor Steel Gallatin Correspondence of Nucor Steel Gallatin advising the Commission that it will not file Reply Comments
- 09/03/20 Patrick Woods East Kentucky Power Cooperative, Inc. Responses to post hearing data requests of the AG.
- 09/01/20 Notice of Filing Hearing Documents
- 08/26/20 L. Allyson Honaker East Kentucky Power Cooperative, Inc. Notice of Filing Testimony Notes
- 08/24/20 Larry Cook Kentucky Attorney Generals Office OAGs Post-Hearing Data Requests
- 08/17/20 Patrick Woods Proof of Publication of EKPCs hearing notice.
- 08/13/20 David S. Samford East Kentucky Power Cooperative, Inc. Notice of Filing of Witness List
- 08/07/20 Gwyn Willoughby Patrick C. Woods / EKPC Copy of email and notice requesting KY Press to publish "Notice of Virtual Hearing" in this case.
- 08/05/20 Order Entered: EKPC shall file with the Commission a list identifying the witnesses who will offer testimony on behalf of EKPC and the topics each will address in this matter by August 13, 2020.
- 07/30/20 Order Entered: 1. EKPC's motion for confidential protection for designated materials contained in its Modeling Presentation is granted.  
2. The designated materials shall not be placed in the public record or made available for public inspection for an indefinite period or until further Order of this Commission. 3. Use of the

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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 nonparty to this proceeding requests to inspect the materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not expired, EKPC 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 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 30 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.

07/28/20 David S. Samford East Kentucky Power Cooperative, Inc. Notice of Filing and Motion for Confidential Treatment

07/27/20 Memorandum dated 7/27/2020 for Informal Conference of 7/27/2020; Comments, if any, due within five days

07/02/20 Order Entered: 1. EKPC's motion for confidential protection for designated materials contained in Staff's Second Request, Item 6, and the Attorney General's Second Request, Item 4, is granted. 2. The designated materials shall not be placed in the public record or made available for public inspection for ten years or until further Order 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 the materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not expired, EKPC 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.

06/19/20 Commission Staff Notice of Informal Conference

06/08/20 Michael L Kurtz Nucor Steel Gallatin Nucor Steel Gallatin letter advising the Commission that it has elected NOT to file Comments

06/08/20 Simon Mahan Southern Renewable Energy Association Comment by the Southern Renewable Energy Association RE: EKPC IRP

05/08/20 Patrick Woods East Kentucky Power Cooperative, Inc. EKPCs responses to the Staffs Second Request for Information and the AGs Supplemental Request for Information.

04/17/20 Michael L. Kurtz, Esq. Nucor Steel Gallatin Correspondence of Nucor advising the Commission that it will not file Supplemental Data Requests

04/14/20 Commission Staff's Second Request for Information to East Kentucky Power Cooperative, Inc.

04/09/20 Larry Cook Kentucky Attorney GeneralsOffice Attorney Generals Supplemental Data Requests

04/01/20 Order Entered: 1. EKPC's motion for confidential protection for designated materials contained in Staff's First Request, the Attorney General's First Request, and Nucor's First Request is granted. 2. The designated materials contained in Staff's First Request, the Attorney General's First Request, and Nucor's First Request, with the exception of the designated materials contained in the Attorney General's First Request, Item 7, shall not be placed in the public record or made available for public inspection for ten years or until further Order of this Commission. 3. The designated materials contained in the Attorney General's First Request, Item 7, shall not be placed in the public record or made available for public inspection for an indefinite period or until further Order of this Commission. 4. Use of the materials in question in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9). 5. EKPC shall inform the Commission if the materials in question become publicly available or no longer qualify for confidential treatment. 6. If a non-party to this proceeding requests to inspect the materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not expired, EKPC 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.

03/24/20 Justin M. McNeil Office of the Attorney General The Attorney Generals Notice of Withdrawal and Substitution of Counsel

03/16/20 Patrick C. Woods East Kentucky Power Cooperative, Inc. EKPCs responses to Nucor Steel Gallatins First Request for Information dated 02-24-2020

03/16/20 Patrick C. Woods East Kentucky Power Cooperative, Inc. EKPCs Responses to the Attorney Generals First Request for Information dated 02-21-2020

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03/16/20 Patrick C. Woods East Kentucky Power Cooperative, Inc. EKPCs responses to Staffs First Request for Information dated 02-24-2020

02/24/20 Michael L. Kurtz Nucor Steel Gallatin UPDATED VERSION of Nucor Steel Gallatins First Set of Data Requests to East Kentucky Power Cooperative, Inc.

02/24/20 Michael L. Kurtz Nucor Steel Gallatin Nucor Steel Gallatins First Set of Data Requests to East Kentucky Power Cooperative, Inc.

02/24/20 Commission Staff's First Request for Information to East Kentucky Power Cooperative, Inc.

02/21/20 Larry Cook Kentucky Attorney Generals Office OAGs Initial Data Requests

02/12/20 Order Entered: 1. The procedural schedule in the July 5, 2019 Order is stricken and replaced with the amended procedural schedule attached as an appendix to this Order. 2. A hearing in this matter shall be held on Thursday, August 20, 2020, at 9 a.m. Eastern Daylight Time, in the Richard Raff Hearing Room (Hearing Room 1) at the offices of the Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky. 3. EKPC shall give notice of the hearing in compliance with 807 KAR 5:001, Section 9(2)(b). In addition, the notice of hearing shall include the following statement: "This hearing will be streamed live and may be viewed on the PSC website, psc.ky.gov."  
At the time the notice is mailed or publication is requested, EKPC shall forward a duplicate of the notice and request to the Commission.  
4. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video transcript shall be made of the hearing. 5. On or before July 15, 2020, Commission Staff shall schedule an informal conference with the parties for the purpose of discussing the scope of the hearing and identifying witnesses who will offer testimony at the August 20, 2020 hearing.

01/29/20 Letter to Office of Energy Policy

11/15/19 Larry Cook Kentucky Attorney GeneralsOffice Notice of Withdrawal

11/08/19 Kent A Chandler Kentucky Office of the Attorney General Attorney Generals Notice of Withdrawal of Counsel

11/08/19 Order Entered: 1. EKPC's motion for confidential protection is granted. 2. The designated materials, with the exception of the material in Section 11.0 of the IRP, shall not be placed in the public record or made available for public inspection for ten years from the date of this Order, or until further Orders of this Commission. The material in Section 11.0 of the I RP 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. Use of the materials that were granted confidential treatment 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 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 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.

07/11/19 Michael L. Kurtz Nucor Steel Gallatin Nucor Steel Gallatin Written Statement in Response to Commissions Order of Procedure

07/08/19 Order Entered: 1. The motion of Nucor to intervene is granted. 2. Nucor 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. Nucor shall comply with all provisions of the Commission's regulations, 807 KAR 5:001, Sections 8 and 9 related to the service and filing of documents. 4. Within seven days of the entry of this Order, Nucor shall provide the electronic mail address to which all electronic documents issued by the Commission may be served upon Nucor in accordance with 807 KAR 5:001, Section 8(4).

07/05/19 Order Entered: 1. The procedural schedule set forth in the Appendix to this Order shall be followed in this proceeding. 2. a. Responses to requests for information in paper medium shall be appropriately bound, tabbed, and indexed. Electronic documents shall be in portable document format (PDF), shall be searchable and shall be appropriately bookmarked. Each response shall include the name of the witness responsible for responding to questions related to the information provided, with an original in paper medium and an electronic version to the Commission. b. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or an association or a governmental agency, be accompanied by a signed certification of

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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. A party shall make timely amendment to any prior response if it obtains information that 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.

04/26/19	Kent A Chandler Kentucky Office of the Attorney General Attorney Generals Response to Commission Order
04/24/19	Patrick C. Woods East Kentucky Power Cooperative EKPCs proof of publication of Notice of Filing its IRP.
04/24/19	Order Entered: 1 . The motion of the Attorney General to intervene is granted. 2. The Attorney General 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. The Attorney General shall comply with all provisions of the Commission's regulations, 807 KAR 5:001, Section 8, related to the service and electronic filing of documents. 4. Pursuant to 807 KAR 5:001, Section 8(9), within seven days of entry of this Order, the Attorney General shall file a written statement with the Commission that: a. Certifies that it, or its agent, possesses the facilities to receive electronic transmissions; and b. Sets forth the electronic mail address to which all electronic notices and messages related to this proceeding should be served.
04/11/19	Kent A Chandler Kentucky Office of the Attorney General Attorney Generals Motion to Intervene
04/09/19	Michael L. Kurtz Nucor Steel Gallatin Nucor Steel Gallatins Motion to Intervene
04/01/19	Patrick C. Woods East Kentucky Power Cooperative, Inc. EKPCs 2019 Integrated Resource Plan as filed 04-01-19
03/20/19	Acknowledge Receipt of Filing
03/20/19	East Kentucky Power Cooperative, Inc. Notice of Intent to File Application for 2019 Integrated Resource Plan Using Electronic Filings Procedures

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Total Number of Cases: 1