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Case Management System - KY Public Service Commission*Merchant Plant Applications Cases Before the Commission as of June 30, 2024***2022-00096**

RECEIVED: 06/24/22

FILED: 06/27/22

FINAL: 12/22/22

REOPENED:

SUSPENSION DATE:

CASE NATURE: Telesto Energy Project LLC

CASE CODE

Merchant Plant - Board Decision Due

HEARINGS:

11/01/22 Formal Hearing

INDEX OF EVENTS:

- 12/22/22 Final Order Entered: 1. Telesto's application for a Certificate of Construction to construct an approximately 110 MW merchant solar electric generating facility in Hardin County, Kentucky, is denied. 2. This case is closed and removed from the Siting Board's docket.
- 12/01/22 Pierce Stevenson Telesto Energy Project LLC Supplemental Response to First Request for Information
- 11/17/22 Pierce Stevenson Telesto Energy Project LLC Response to Post-Hearing Requests for Information
- 11/17/22 Notice of Filing Hearing Documents
- 11/08/22 Gregory T. Dutton Telesto Energy Project LLC Post-hearing Brief
- 11/03/22 SITING BOARD STAFF'S POST-HEARING REQUEST FOR INFORMATION TO TELESTO ENERGY PROJECT LLC
- 11/03/22 Order Entered: 1. Post-hearing data requests, if any, shall be filed on or before November 4, 2022. 2. Responses to post-hearing data requests shall be filed on or before November 17, 2022. 3. This case shall stand submitted for a decision by the Siting Board effective 12:01 a.m. Eastern Daylight Time, November 18, 2022.
- 10/28/22 Gregory T. Dutton Telesto Energy Project LLC Supplemental Response to First Request for Information
- 10/27/22 Order Entered: 1. Telesto's motion to allow Dr. Shirzi to participate virtually in the November 1, 2022 hearing is granted. 2. Siting Board Staff shall contact participants with instructions for participating remotely. 3. Before October 31, 2022, counsel for Telesto shall arrange a technology test with Siting Board Staff to ensure that all required technology is working properly.
- 10/25/22 Pierce Stevenson Telesto Energy Project LLC Notice of Evidentiary Hearing
- 10/25/22 Pierce Stevenson Telesto Energy Project LLC Evidentiary Hearing Witness List
- 10/24/22 Pierce Stevenson Telesto Energy Project LLC Motion for Virtual Participation
- 10/24/22 Pierce Stevenson Telesto Energy Project LLC Response to Report of Siting Board Consultant
- 10/17/22 Douglas Jeavons BBC Research Consulting Read_First
- 10/17/22 Douglas Jeavons BBC Research Consulting Site Assessment Review on behalf of the Siting Board
- 10/10/22 Gregory T. Dutton Telesto Energy Project LLC Withdrawal of Motion to Deviate and Notice of Zoning Status
- 10/03/22 Pierce Stevenson Telesto Energy Project LLC Response to Second Request for Information
- 09/20/22 Pierce Stevenson Telesto Energy Project LLC Supplemental Responses to Public Service Commission First Request for Information
- 09/16/22 SITING BOARD STAFF'S SECOND REQUEST FOR INFORMATION TO TELESTO ENERGY PROJECT LLC
- 09/13/22 Order Entered: 1. Telesto's motion for confidential treatment is granted. 2. The designated material granted confidential treatment by this Order shall not be placed in the public record or made available for public inspection for 40 years or until further order of this Siting Board. 3. Use of the designated material granted confidential treatment by this Order in any Siting Board proceeding shall comply with 807 KAR 5:110, Section 5. 4. Telesto shall inform the Siting Board if the designated material granted confidential treatment by this Order 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, Telesto 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 Telesto is unable to make such demonstration, the requested material shall be made available for inspection. Otherwise, the Siting Board shall deny the request for inspection. 6. The Siting Board 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 Telesto to seek a remedy afforded by law.

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09/09/22 Order Entered: the procedural schedule issued on July 15, 2022, is replaced with the procedural schedule attached in the Appendix.

08/29/22 Gregory T. Dutton Telesto Energy Project LLC Response to Initial Requests for Information

08/29/22 Gregory T. Dutton Telesto Energy Project LLC Substitution of Counsel

08/23/22 Kathryn A. Eckert Telesto Energy Project LLC Notice of Filing and attached 10% design layout plan, with cover letter

08/19/22 Kathryn A. Eckert Telesto Energy Project LLC Notice of Filing for Amended Exhibit J to the Application

08/08/22 SITING BOARD STAFF'S FIRST REQUEST FOR INFORMATION TO TELESTO ENERGY PROJECT LLC

08/08/22 Katherine K. Yunker Telesto Energy Project LLC KRS 278.704(4) Motion for Deviation from Setback Requirements, attached map-figures, and cover letter

07/15/22 Order Entered: 1. The statutory deadline for the processing of this matter is 180 days from the application filing date. 2. A hearing on this matter shall be held November 1, 2022, at 9 a.m. Eastern Daylight Time, in the Richard Raff Hearing Room at the offices of the Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky. 3. The procedural schedule set forth in the Appendix to this Order shall be followed for this proceeding. 4. Telesto shall give notice of any scheduled hearing in accordance with the provisions set forth in 807 KAR 5:110, Section 9. 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"; 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 listing on the PSC website, psc.ky.gov." 5. Telesto shall file notice of the scheduled hearing with the Siting Board in accordance with the provisions set forth in 807 KAR 5:110, Section 9. 6. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted. 7. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video recording shall be made of the hearing.

06/28/22 Deficiency cured letter

06/27/22 Katherine K. Yunker Telesto Energy Project LLC Response to cited filing deficiency and cover letter

06/27/22 Deficiency letter, information due 07/07/2022.

06/24/22 Katherine K. Yunker Telesto Energy Project LLC Application for Siting Board construction certificate for a merchant electric (solar) generating facility

06/15/22 Acknowledgement Letter of Application Fees

05/16/22 Letter Filing Executive Order 2022-263 into the record

05/10/22 Order Entered: Telesto's motion to schedule an IC is denied.

05/03/22 Katherine K. Yunker Telesto Energy Project LLC Motion for an Informal Conference with staff

04/25/22 No deficiency letter - Notice of Intent

04/22/22 Kathryn A. Eckert Telesto Energy Project LLC Telesto Solar Notice of Intent to File Application

03/18/22 Kathryn A. Eckert Telesto Energy Project LLC Telesto Notice of Compliance for proof of publication of the public information meeting

03/18/22 Acknowledge Receipt of Filing

03/18/22 Telesto Energy Project LLC Notice of Intent to File an Application for Certificate of Construction for an Approximately 110 Megawatt Merchant Electric Solar Generating Facility in Hardin County, Kentucky Using Electronic Filing Procedures

Total Number of Cases: 1