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Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of November 15, 2026

2024-00310 RECEIVED: 09/20/24 FILED: 09/20/24 FINAL: 05/20/25 REOPENED: SUSPENSION DATE:

CASE CODE
Construct

UTILITIES:
East Kentucky Power Cooperative, Inc.

HEARINGS:

03/18/25	Formal Hearing
03/17/25	Formal Hearing
01/29/25	Informal Conference

INDEX OF EVENTS:

06/05/26	POST CASE: Greg Cecil East Kentucky Power Cooperative Semi-Annual Update report.
03/20/26	POST CASE: Greg Cecil Construction commencement update.
11/24/25	POST CASE: Greg Cecil Semi-Annual report
05/20/25	Final Order Entered: 1. EKPC is granted a Certificate of Public Convenience and Necessity to construct the Liberty RICE Facility as proposed in its application and consistent with the evidence presented in this proceeding. 2. EKPC is granted a site compatibility certificate for the Liberty RICE Facility pursuant to KRS 278.216, subject to the mitigation measures set forth in this Order and attached as Appendix B. 3. EKPC shall begin tracking, within 60 days of the Liberty RICE Facility's first day of commercial operation, the information set out in ordering paragraph 4, on a monthly basis for the first 12 months of commercial operation to be filed as a single cumulative report. 4. EKPC shall file a single cumulative report with the Commission at the end of the 12-month period that includes, for each month: a. The monthly operational capacity factor for the facility. b. Availability factor. c. Total operating hours. d. How the Liberty RICE units were bid into the PJM energy markets. 5. EKPC shall file a final Site Plan in post case correspondence referencing this case number. 6. If EKPC amends the Site Plan, EKPC shall submit the new site plan for approval. 7. As to ordering paragraphs 4 and 5, the Commission will review any submitted changes and issue an Order denying or approving the changes within 14 days.
04/30/25	PSC Response E-Mail to Emily Marvel
04/18/25	L. Allyson Honaker East Kentucky Power Cooperative, Inc. EKPCs Response Brief
04/18/25	Byron L. Gary Joint Intervenors Post-hearing Response Brief of Joint Intervenors
04/18/25	Joe Childers Sierra Club Notice In Lieu of Response Brief
04/18/25	Michael L. Kurtz Nucor Steel Gallatin Letter informing the Commission that Nucor Steel Gallatin has elected not to file a Reply Brief
04/15/25	L. Allyson Honaker East Kentucky Power Cooperative, Inc. Supplemental Response to Staff 1-18
04/11/25	L. Allyson Honaker East Kentucky Power Cooperative, Inc. Post-Hearing Brief
04/11/25	Byron L. Gary Joint Intervenors Post-hearing Brief of Joint Intervenors
04/11/25	Joe F. Childers Sierra Club Sierra Club's Post Hearing Brief
04/11/25	J. Michael West Office of the Attorney General Post-Hearing Brief of Attorney General
04/11/25	Michael L. Kurtz Nucor Steel Gallatin Brief of Nucor Steel Gallatin
04/03/25	L. Allyson Honaker East Kentucky Power Cooperative, Inc. Supplemental Response to Joint Intervenors Post-Hearing DR Item 6
04/02/25	L. Allyson Honaker East Kentucky Power Cooperative, Inc. Notice to Withdraw Motion for Confidential Treatment
03/31/25	Greg Cecil East Kentucky Power Cooperative, Inc. EKPC Responses to Staffs Post-Hearing Information Request.
03/31/25	Greg Cecil East Kentucky Power Cooperative, Inc. EKPC Responses to Sierra Club Post Hearing Information Request.

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03/31/25	Greg Cecil East Kentucky Power Cooperative, Inc. EKPC Responses to Join Intervenors Post Hearing Data Request.
03/24/25	PSC Response E-Mail to Multiple Comments
03/21/25	Byron L. Gary Joint Intervenors Posthearing Requests for Information of Joint Intervenors to East Kentucky Power Cooperative, Inc.
03/21/25	Joe Childers Sierra Club Sierra Clubs Post-Hearing Request for Information to East Kentucky Power Cooperative, Inc.
03/20/25	COMMISSION STAFF'S POST-HEARING REQUEST FOR INFORMATION TO EAST KENTUCKY POWER COOPERATIVE, INC.
03/20/25	Order Entered: 1. Post-hearing requests for information, if any, shall be filed on or before March 21, 2025. 2. Responses to post-hearing requests for information shall be filed on or before March 31, 2025. 3. The parties may file simultaneous initial briefs in support of their respective post-hearing positions, should they so choose, on or before April 11, 2025.
03/19/25	Joe Childers Sierra Club Sierra Club's KBA Approval of Motion to Substitute Bethany N. Baxter for Joe F. Childers as Sponsoring Attorney Nathaniel Shoaff Pro Hac Vice
03/17/25	PSC Response E-Mail to Multiple Comments
03/17/25	Bethany N. Baxter Sierra Club Sierra Club's Motion to Substitute Bethany N. Baxter for Joe F. Childers as Sponsoring Attorney Nathaniel Shoaff Pro Hac Vice
03/14/25	Heather Temple East Kentucky Power Cooperative Inc. Supplemental Response to Sierra Clubs First Request for Information, Item 16
03/13/25	Heather Temple East Kentucky Power Cooperative Inc. Updated Response to JI 3-11
03/11/25	PSC Response E-Mail to Stuart Clements
03/10/25	L. Allyson Honaker East Kentucky Power Cooperative, Inc. Supplemental responses to data requests and updated exhibits
03/10/25	Heather Temple East Kentucky Power Cooperative Inc. Witness List for March 17, 2025 Hearing
03/05/25	Response E-Mail to Multiple Comments
03/04/25	Order Entered: 1. Sierra Club's emergency motion for leave to submit supplemental requests for information and the option to submit direct testimony is denied. 2. The procedural schedule established on October 9, 2024, and amended on January 16, 2025, in this proceeding shall remain in effect. 3. This case shall proceed to hearing as scheduled.
03/03/25	L. Allyson Honaker East Kentucky Power Cooperative, Inc. Proof of Hearing Notice
03/03/25	Order Entered: 1. EKPC's September 20, 2024 and November 12, 2024 motions for confidential treatment is granted. 2. EKPC's December 16, 2024 motion for confidential treatment is granted, in part, and denied, in part. 3. EKPC's December 16, 2024 motion for confidential treatment for EKPC's response to Commission Staff's Second Request, Item 18 is granted. 4. EKPC's December 16, 2024 motion for confidential treatment for EKPC's response to Commission Staff's Second Request, Item 18, Attachment is denied. 5. The designated material granted confidential treatment by this Order shall not be placed in the public record or made available for public inspection for ten years, until the relevant contracts are entered into for EKPC's Response to Commission Staff's Second Request for Information, Item 18, or until further order of this Commission. 6. Use of the designated material granted confidential treatment by this Order in any Commission proceeding shall comply with 807 KAR 5:001, Section 13(9). 7. If the designated material granted confidential treatment by this Order becomes publicly available or no longer qualifies for confidential treatment, EKPC shall inform the Commission and file with the Commission an unredacted copy of the designated material.
02/28/25	Greg Cecil East Kentucky Power Cooperative, Inc. EKPC Responses to Staffs Fourth Request for Information.
02/25/25	Byron L. Gary Joint Intervenors Response of Joint Intervenors to Sierra Club's Emergency Motion for Leave to Submit Supplemental Requests for Information and the Option to Submit Direct Testimony
02/25/25	L. Allyson Honaker East Kentucky Power Cooperative, Inc. Request to Publish Hearing Notice
02/24/25	L. Allyson Honaker East Kentucky Power Cooperative, Inc. Response to Sierra Clubs Emergency Motion
02/21/25	COMMISSION STAFF'S FOURTH REQUEST FOR INFORMATION TO EAST KENTUCKY POWER COOPERATIVE, INC.; RESPONSE DUE FEBRUARY 28, 2025
02/21/25	Joe Childers Sierra Club Sierra Club's Emergency Motion For Leave To Submit Supplemental Requests For Information And The Option To Submit Direct Testimony
02/20/25	Jacob Watson Greg Cecil Responses to Joint Intervenors Third Request for Information
02/20/25	Jacob Watson Greg Cecil Responses to Sierra Clubs Third Request for Information
02/20/25	Jacob Watson Greg Cecil Responses to Commission Staffs Third Request for Information

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02/14/25	L. Allyson Honaker East Kentucky Power Cooperative, Inc. Supplemental Response to Sierra Club DR 1-16
02/07/25	PSC Letter Filing IC Memo and Sign In Sheet into the Record
02/06/25	Byron L. Gary Joint Intervenors Second Supplemental Requests for Information of Joint Intervenors
02/06/25	Joe Childers Sierra Club Sierra Clubs Third Set of Data Requests to East Kentucky Power Cooperative
02/05/25	Order Entered: 1. Sierra Club's motion for counsel to appear virtually at the informal conference on January 29, 2025, is granted. 2. Nucor's request for counsel to appear virtually at the informal conference on January 29, 2025 is granted. 3. Commission Staff shall contact participants with instructions for participating remotely.
02/05/25	COMMISSION STAFF'S THIRD REQUEST FOR INFORMATION TO EAST KENTUCKY POWER COOPERATIVE, INC.
01/28/25	Michael L. Kurtz Nucor Steel Gallatin Nucor Steel Gallatins Request for Virtual Attendance at Informal Conference
01/21/25	Joe Childers Sierra Club Sierra Club's Request For Virtual Attendance At The January 29, 2025 Informal Conference
01/16/25	Order Entered: 1. The procedural schedule established on October 9, 2024, is amended. 2. An in-person informal conference will be held January 29, 2025, at 2 p.m. Eastern Standard Time, at the offices if the Kentucky Public Service Commission, 211 Sower Blvd., Frankfort, Kentucky 40601. 3. A virtual link shall be provided for out of state attendees who cannot be present. Any attendee that cannot attend the IC in person will need to request approval on the record that they will need to exercise the virtual attendance option and state their reason. 4. All supplemental requests for information to EKPC shall be filed no later than February 6, 2025. 5. EKPC shall file responses to supplemental requests for information no later than February 20, 2025. 5. A public hearing to be held at 9 a.m. Eastern Daylight Time beginning March 17, 2025, at the offices of the Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky, for the purpose of cross-examination of witnesses of EKPC. 6. All provisions of the Commission's October 9, 2024 Order that are in conflict with the provisions of this Order are vacated, and all other provisions not in conflict with the provisions of this Order shall remain in effect.
01/14/25	Order Entered: 1. A hearing in this matter shall be held on March 17, 2025, at 9 a.m. Eastern Daylight Time, and continuing until called from the bench by the presiding officer, at the offices of the Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky. 2. Pursuant to 807 KAR 5:001, Section 2, if the hearing is not concluded on the designated day, the hearing may be continued upon verbal announcement by the presiding officer. A verbal announcement made by the presiding officer shall be proper notice of the continued hearing. 3. Witnesses who sponsor schedules, testimony, or responses to requests for information shall participate in person at the March 17, 2025 hearing. 4. All parties shall file a witness list at least seven days prior to the hearing date. 5. Any motions related to the hearing shall be filed at least five days prior to the hearing. 6. 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 statements: "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 listed 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.
01/13/25	Michael L. Kurtz Nucor Steel Gallatin Response of Nucor Steel Gallatin
01/13/25	J. Michael West Office of the Attorney General Response to Motion to Submit and Notice regarding Hearing
01/10/25	Heather Temple East Kentucky Power Cooperative Inc. Motion to Submit
01/07/25	L. Allyson Honaker East Kentucky Power Cooperative, Inc. Notice of Withdrawal of Counsel
01/03/25	L. Allyson Honaker East Kentucky Power Cooperative, Inc. Supplemental Response to Sierra Club First DR Item 15b

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12/31/24	L. Allyson Honaker East Kentucky Power Cooperative, Inc. Supplemental Responses to Sierra Clubs First Request for Information
12/16/24	Greg Cecil East Kentucky Power Cooperative, Inc. Responses to Commission Staffs, the Attorney General of Kentuckys Office of Rate Interventions, the Sierra Clubs and the Joint Intervenors Second Request for Information and a Motion for Confidential Treatment in the above-styled case.
12/06/24	Greg Cecil East Kentucky Power Cooperative, Inc. Attachments Mountain Association First Request for Information
12/06/24	Greg Cecil East Kentucky Power Cooperative, Inc. Attachments to Sierra Clubs First Request for Information
12/06/24	Greg Cecil East Kentucky Power Cooperative, Inc. East Kentucky Power Cooperative, Inc.'s ("EKPC") Responses to Mountain Association and Kentuckians for the Commonwealth's and Sierra Club's Request for Information
12/06/24	Byron L. Gary Joint Intervenors Statement of Joint Intervenors Regarding Joint Participation
12/05/24	Heather Temple East Kentucky Power Cooperative Inc. Notice of Unavailable Dates
12/02/24	Joe Childers Sierra Club Sierra Clubs Second Set of Data Requests to EKPC
12/02/24	Byron L. Gary Joint Intervenors Supplemental Requests for Information of Joint Intervenors
12/02/24	COMMISSION STAFF'S SECOND REQUEST FOR INFORMATION TO EAST KENTUCKY POWER COOPERATIVE, INC.
12/02/24	J. Michael West Office of the Attorney General Supplemental Data Requests of AG
11/22/24	Joe Childers Sierra Club Sierra Club's Post-Intervention Statement
11/21/24	Byron L. Gary Joint Intervenors Written Statement Regarding Receipt of Electronic Transmissions
11/21/24	Order Entered: 1. Sierra Club's motion to intervene is granted. 2. Sierra Club is 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. Sierra Club 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. Sierra Club shall adhere to the procedural schedule set forth in the Commission's October 9, 2024 Order and as amended by subsequent Orders. 5. Pursuant to 807 KAR 5:001, Section 8(9), within seven days of service of this Order, Sierra Club 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 shall be served.
11/21/24	Order Entered: 1. Joint Movants' motion to intervene is granted. 2. Joint Movants are 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. Joint Movants 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. Joint Movants shall adhere to the procedural schedule set forth in the Commission's October 9, 2024 Order and as amended by subsequent Orders. 5. Pursuant to 807 KAR 5:001, Section 8(9), within seven days of service of this Order, Joint Movants 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 shall be served. 6. Each of the Joint Movants shall file a separate copy with the Commission of their individual agreement regarding their joint participation in this matter within ten days of service of this Order.
11/21/24	Order Entered: Nathaniel Shoaff and Kristin Henry are admitted pro hac vice for the purpose of representing Sierra Club in association with Joe F. Childers in the above-styled proceeding, provided that Joe F. Childers or another member of the Kentucky Bar Association acts as co-counsel and is present at all proceedings before this Commission.
11/13/24	Greg Cecil East Kentucky Power Cooperative, Inc. Please find attached for electronic filing with the Commission, East Kentucky Power Cooperative, Inc.'s ("EKPC") Updated Response to Commission Staffs First Request for Information, Attachment 1(a). Previously, an incorrectly redacted version of this at
11/12/24	Greg Cecil East Kentucky Power Cooperative, Inc. Attachment to EKPC Responses to AOG DR1
11/12/24	Greg Cecil East Kentucky Power Cooperative, Inc. Please find attached for electronic filing with the Commission, East Kentucky Power Cooperative, Inc.'s ("EKPC") Responses to Commission Staffs and the Attorney Generals Requests for Information and Motion for Confidential Treatment

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11/12/24	Greg Cecil East Kentucky Power Cooperative, Inc. East Kentucky Power Cooperative, Inc.'s ("EKPC") Responses to Commission Staffs and the Attorney Generals Requests for Information and Motion for Confidential Treatment, in the above styled case.
11/01/24	Joe Childers Sierra Club Sierra Clubs Motion to Admit Nathanial Shoaff Pro Hac Vice
11/01/24	Joe Childers Sierra Club Sierra Clubs Motion to Admit Kristen Henry Pro Hac Vice
10/31/24	Order Entered: 1. The Attorney General's motion to intervene is granted. 2. The Attorney General is 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. The Attorney General shall adhere to the procedural schedule set forth in the Commission's October 9, 2024 Order and as amended by subsequent Orders. 5. Pursuant to 807 KAR 5:001, Section 8(9), within seven days of service 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 shall be served.
10/28/24	Byron L. Gary Joint Movants Tendered Initial Requests for Information
10/28/24	Joe Childers Sierra Club Sierra Clubs First Set of Data Requests to East Kentucky Power Cooperative, Inc.
10/28/24	Joe Childers Sierra Club Sierra Clubs Motion to Intervene
10/28/24	Byron L. Gary Joint Movants for Joint Intervention Joint Motion of Mountain Association and Kentuckians for the Commonwealth for Full Intervention as Joint Intervenors
10/28/24	J. Michael West Office of the Attorney General Data Requests
10/28/24	J. Michael West Office of the Attorney General Motion to Intervene
10/28/24	COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO EAST KENTUCKY POWER COOPERATIVE, INC.
10/25/24	Michael L. Kurtz Nucor Steel Gallatin Nucor Steel Gallatin Written Statement of Mail Waiver
10/25/24	Order Entered: 1. Nucor's motion to intervene is granted. 2. Nucor is 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, Section 8, related to the service and electronic filing of documents. 4. Nucor shall adhere to the procedural schedule set forth in the Commission's October 9, 2024 Order and as amended by subsequent Orders. 5. Pursuant to 807 KAR 5:001, Section 8(9), within seven days of service of this Order, Nucor 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 shall be served.
10/09/24	Order Entered: 1. The procedural schedule set forth in the Appendix to this Order shall be followed. 2. EKPC shall respond to all requests for information propounded by Commission Staff, whether identified on the procedural schedule or otherwise, as provided in those requests. 3. Any party filing a paper with the Commission shall file an electronic copy in accordance with the electronic filing procedures set forth in 807 KAR 5:001, Section 8. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked. The Commission directs the parties to the Commission's July 22, 2021 Order in Case No. 2020-00085[1] regarding filings with the Commission. 4. As set forth in 807 KAR 5:001, Section 4(11)(a), a person requesting permissive intervention in a Commission proceeding is required to demonstrate either (1) a special interest in the proceeding that is not adequately represented in the case, or (2) that the person requesting permissive intervention is likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings.
10/08/24	Michael L. Kurtz Nucor Steel Gallatin Nucor Steel Gallatin Motion to Intervene
09/26/24	No deficiency letter
09/20/24	L. Allyson Honaker East Kentucky Power, Inc. Application
09/19/24	Acknowledge Receipt of Filing
09/19/24	East Kentucky Power Cooperative, Inc. Notice of Intent to File an Application for 1) a Certificate of Public Convenience and Necessity to Construct a New Generation Resource; 2) A Site Compatibility Certificate; and 3) Other General Relief Using Electronic Filing Procedures

Total Number of Cases: 1