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**Case Management System - KY Public Service Commission***Regular Cases Before the Commission as of May 05, 2024***2015-00312**

RECEIVED: 10/29/15

FILED: 11/20/15

FINAL: 09/15/16

REOPENED:

SUSPENSION DATE: 05/19/16

**CASE CODE**

General Rates

**UTILITIES:**

Kenergy Corp.

**INTERVENORS:****HEARINGS:**

05/10/16 Formal Hearing

04/05/16 Formal Hearing

**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.
- 01/06/17 POST CASE: J. Christopher Hopgood Kenergy Supplemental Compliance with September 15, 2016 Order
- 12/16/16 POST CASE: J. Christopher Hopgood Kenergy Notice of Filing of unclaimed capital credits policy
- 11/23/16 POST CASE: Kenergy Corp. Motion to Extend Time
- 11/18/16 POST CASE: Steve Thompson Refund Report
- 10/17/16 Order Entered Nunc Pro Tunc, that: 1. Finding paragraph 1 of the September 15, 2016 Order is stricken and is replaced with the following language: The rates set forth in Appendix A are the fair, just, and reasonable rates for Kenergy to charge for service rendered on and after May 20, 2016. 2. Ordering paragraph 2 of the September 15, 2016 Order is stricken and is replaced with the following language. The rates set forth in the Appendix to this Order are approved for services rendered by Kenergy on and after May 20, 2015. 3. All provisions of the September 15, 2016 Order that are not in conflict with the terms of this Order shall remain in effect.
- 10/17/16 POST CASE: Sharon Castle Public Comments
- 09/15/16 Final Order Issued: 1. The rates proposed by Kenergy would produce revenues in excess of the amount found reasonable herein and are hereby denied. 2. The rates set forth in the Appendix to this Order are approved for services rendered by Kenergy on and after the date of this Order. 3. Within 20 days of the date of this Order, Kenergy shall file with this Commission, using the Commission's electronic Tariff Filing System, new tariff sheets setting forth the rates and charges approved herein and reflecting their effective date and that they were authorized by this Order. 4. Within 90 days of the date of this Order, Kenergy shall file a report describing its current policies and practices for locating the owners of unclaimed capital credits; the steps Kenergy is taking to improve or revise those policies and practices; and its guidelines to credit unclaimed capital credits to Kenergy's income and redistribute the funds to members after being unclaimed for the statutory period of five years, or explain why Kenergy should not comply with the provisions of KRS 272.291. 5. The revised depreciation rates as proposed in Kenergy's application are approved for use effective with the date of this Order. 6. Kenergy shall perform a depreciation study within five years from the date of this Order, or in connection with the filing of its next rate case, whichever is earlier.
- 06/21/16 J. Christopher Hopgood Kenergy Post Hearing Data Request Responses
- 06/21/16 J. Christopher Hopgood Rate For Confidentiality
- 06/13/16 Commission Staff's Post-Hearing Request for Information to Kenergy Corp.

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05/27/16 Angela M. Goad Office of the Attorney General Attorney Generals Comments  
05/24/16 Order Entered: 1. Kenergy's proposed rates shall be collected subject to refund. 2. Kenergy shall maintain its records in such manner as will allow it, the Commission, or any customer to determine the amounts to be refunded, and to whom, in the event a refund is ordered upon final resolution of this matter. 3. Within ten days of the date of this Order, Kenergy shall file its tariffs setting forth the rates it is placing into effect for service rendered on and after May 20, 2016, and designating those rates as being subject to change and refund.

05/20/16 Steve Thompson Christopher Hoppgood Petition for Confidential Treatment  
05/20/16 Steve Thompson Keith Ellis Verification - Post-Hearing Data Request  
05/19/16 Steve Thompson Request for Confidential Treatment  
05/19/16 Steve Thompson Response to Post-Hearing Data Requests  
05/18/16 J. Christopher Hoppgood Kenergy Letter notifying PSC of intent to put into effect proposed change of rate as set forth in Application.

05/16/16 Notice of Filing Hearing Documents  
05/05/16 Order Entered: 1. Kenergy shall present Jeff Hohn as a witness at the hearing scheduled for this matter on May 10, 2016, for the purpose of providing testimony on behalf of Kenergy as described in the findings above. 2. Kenergy's April 29, 2016 letter is filed in and made a part of the official record of this case. 3. Kenergy shall make a witness available at the May 10, 2016 Hearing to testify on the issues presented in its April 29, 2016 letter.

05/03/16 Kenergy Corp. Notice of Publication  
04/27/16 Steve Thompson Supplemental response to PSC 1-34c and PSC 3-14b  
03/31/16 Order Entered: 1. A hearing in this matter shall be held on Tuesday, May 10, 2016, at 9:00 a.m. Daylight Saving Time, at the offices of the Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky. 2. Kenergy Corp. 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, Kenergy Corp. shall forward a duplicate of the notice and request to the Commission. 3. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9)(a), the record of the formal hearing in this matter shall be by digital video recording.

03/25/16 Steve Thompson Supplemental Response to PSC 1-34c and PSC 3-14b  
03/25/16 Steve Thompson Response to Commissions staff fourth request for information  
03/21/16 COMMISSION STAFF'S FOURTH REQUEST FOR INFORMATION TO KENERGY CORP.

02/23/16 Steve Thompson Supplemental response to PSC 1-34c and PSC 3-14b.  
02/04/16 Kenergy Corp. Submission of Disk Containing Response to Nos. 7, 16 and 17 of Third Request for Information in Excel Format

02/01/16 Steve Thompson Response to the AGs Supplemental Request for Information  
02/01/16 Steve Thompson First Supplement Response to PSC 1-34c  
02/01/16 Steve Thompson Response to Commission Staffs Third Request for Information  
01/21/16 COMMISSION STAFF'S THIRD REQUEST FOR INFORMATION TO KENERGY CORP.

01/21/16 Angela M. Goad Attorney Generals Supplemental Request for Information  
01/05/16 Steve Thompson Response to Commission Staffs Second Data Request  
01/05/16 Michael L. Kurtz Written Statement of Kentucky Industrial Utility Customers (KIUC) in Response to Commissions Order of Procedure

01/05/16 Steve Thompson Response to the Attorney Generals Initial Request for Information  
12/16/15 COMMISSION STAFF'S SECOND REQUEST FOR INFORMATION TO KENERGY CORP.

12/16/15 Angela M. Goad Attorney Generals Initial Request for Information  
12/11/15 Kenergy Corp. Notice of Publication  
12/10/15 Angela M. Goad Attorney Generals Written Waiver of Mail Service  
12/09/15 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 filing of documents. 4. The Attorney General shall adhere to the procedural schedule set forth in the Commission's November 25, 2015 Order and as amended by subsequent Orders. 5. Pursuant to 807 KAR 5:001, Section 8(9), within seven days from the date of this Order, the Attorney General shall

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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.

11/30/15 Angela M. Goad Read 1st

Motion to Intervene

11/25/15 Order Entered: Kenergy's proposed rates are suspended for five months from December 20, 2015, up to and including May19, 2016.

2. The procedural schedule set forth in the Appendix to this Order shall be followed.

3- 3- Responses to requests for information in paper medium 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 an original copy 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 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 which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect.

11/20/15 Order Entered: 1. Kenergy's request to deviate from the public notice requirements of 807 KAR 5:001 , Section 17(2)(b )(i), is granted. 2. Kenergy's filing deficiencies are deemed cured. 3. Kenergy's rate application is deemed filed as of the date of this Order.

11/20/15 Kenergy Corp. Notice of Publication

11/16/15 Order Entered: 1. Kenergy's request to deviate from the filing requirements of 807 KAR 5:001 , Section 16(4)(i), for its rate application is granted.

2. Kenergy's rate application shall not be considered filed until all filing deficiencies noted in our November 9, 2015 letter are cured.

11/13/15 Steve Thompson Kenergy Response to PSC Deficiency Letter

11/12/15 J. Christopher Hopgood Letter along with Motion to Deviate

11/09/15 Corrected Deficiency Letter, information due 11/19

11/09/15 Deficiency letter, information due 11/19

10/29/15 Steve Thompson Application of Kenergy Corp. for a General Adjustment in Rates. Case No. 2015-00312.

10/29/15 Steve Thompson Response to PSC First Data Request.

10/22/15 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. KIUC 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, KIUC 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.

10/12/15 Michael L. Kurtz Kentucky Industrial Utility Customers, Inc. (KIUC) Motion to Intervene

10/09/15 COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO KENERGY CORP.

09/14/15 Acknowledge Receipt of Filing

09/14/15 Kenergy Corp. Notice of Intent to File Application for a General Adjustment in Rates Supported by an Historical Test Period Using Electronic Filing Procedures