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Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of September 11, 2026

2023-00413

RECEIVED: 12/11/23 FILED: 12/20/23 FINAL: 11/20/24 REOPENED: 10/31/24
SUSPENSION DATE: 06/18/24

CASE CODE
Tariffs

UTILITIES:
Duke Energy Kentucky, Inc.

HEARINGS:

05/21/24	Formal Hearing
05/15/24	Formal Hearing

INDEX OF EVENTS:

06/12/26	Order Entered: 1. Duke Kentucky's June 7, 2024 petition for confidential treatment is granted. 2. Duke Kentucky's response to Staff's Post-Hearing Data Nos. 1 and 11, Attachments granted confidential treatment by this Order shall not be placed in the public record or made available for public inspection for 20 years or until further order of this Commission. 3. Duke Kentucky's response to Staff's Post-Hearing Request, Item 6 granted confidential treatment by this Order shall not be placed in the public record or made available for public inspection indefinitely or until further order of this Commission. 4. 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). 5. If the designated material granted confidential treatment by this Order becomes publicly available or no longer qualifies for confidential treatment, Duke Kentucky shall inform the Commission and file with the Commission an unredacted copy of the designated material.
12/10/24	POST CASE: Byron L. Gary Joint Intervenors Notice of Appeal
11/20/24	Order Entered: 1. The effective date for Duke Kentucky's updated Rider NM-1 and NM-2 shall be January 1, 2025. 2. Joint Intervenors' petition for rehearing is denied. 3. This case is closed and removed from the Commission's docket.
11/07/24	Minna Sunderman Larisa Vaysman Response of Duke Energy Kentucky, Inc. to Joint Intervenors Kentucky Solar Energy Society and Kentuckians for the Commonwealths Petition for Rehearing
11/04/24	David Spenard Kentucky Solar Industries Association, Inc. Response to Petition for Rehearing
10/31/24	Byron L. Gary Joint Intervenors Petition for Rehearing
10/11/24	Final Order Entered: 1. The rates and charges proposed by Duke Kentucky in Rider NM-2 are denied. 2. The rates and charges for Duke Kentucky's Rider NM-2, as set forth in the Appendix to this Order, are fair, just and reasonable rates. 3. Duke Kentucky's Rider NM-1 shall be modified as described in this Order. 4. Duke Kentucky's Rider NM-2 shall be modified as described in this Order. 5. Duke Kentucky's proposal to remove the Interconnection Guidelines from Rider NM-1 and place them in a separate tariff is approved. 6. Duke Kentucky's proposed revisions to the Interconnection Approval Form and the Level 1 and Level 2 Applications for Interconnection and Net Metering are approved. 7. Duke Kentucky shall file an application to update its NM tariff and rates either 60 days after the conclusion of its 2024 IRP case or 90 days prior to Duke Kentucky reaching its 1 percent net metering cap pursuant to KRS 278.466(1), whichever occurs first. 8. Within 20 days of the date of service of this Order, Duke Kentucky shall file with the Commission, using the Commission's electronic Tariff Filing System, new tariff sheets setting forth the rates, charges, and modifications approved or as required herein and reflecting their effective date and that they were authorized by this Order. 9. The case shall be closed and removed from the Commission's docket.
07/18/24	Byron L. gary Joint Intervenors Response Brief of Joint Intervenors
07/18/24	Minna Sunderman Larisa Vaysman Duke Energy Kentucky, Inc.s Post-Hearing Reply Brief
07/18/24	David Spenard Kentucky Solar Industries Association, Inc. KYSEIA Post-Hearing Response Brief
07/17/24	Notice of Filing Hearing Documents - May 21, 2024
06/26/24	Byron L. Gary Joint Intervenors Memorandum Brief of Joint Intervenors
06/26/24	Deborah L Gates Larisa Vaysman Duke Energy Kentucky, Inc.s Responses to Staffs 2nd set of post-hearing request for information
06/26/24	Deborah L Gates Larisa Vaysman Duke Energy Kentucky, Inc.s Brief
06/26/24	David Spenard KYSEIA KYSEIA Memorandum Brief
06/26/24	J. Michael West Office of the Attorney General Attorney Generals Brief

06/18/24	COMMISSION STAFF'S SECOND POST-HEARING REQUEST FOR INFORMATION TO DUKE ENERGY KENTUCKY, INC.
06/14/24	Order Entered: 1. Duke Kentucky's May 14, 2024 petition 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 indefinite period or until further order of this Commission. 3. 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). 4. If the designated material granted confidential treatment by this Order becomes publicly available or no longer qualifies for confidential treatment, Duke Kentucky shall inform the Commission and file with the Commission an unredacted copy of the designated material. 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, Duke Kentucky 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 Duke Kentucky is unable to make such demonstration, the requested material shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.
06/08/24	Byron L. Gary Joint Intervenors Corrected Direct Testimony of Richard Mccann, Ph.D on Behalf of Joint Intervenors Kentucky Solar Energy Society and Kentuckians for the Commonwealth
06/07/24	Deborah L Gates Rocco DAscenzo Duke Energy Kentucky Inc.s responses to Staffs 1st set Post-Hearing request for information
06/07/24	Deborah L Gates Rocco DAscenzo Duke Energy Kentucky, Inc. hereby submits its responses to KYSEIAs first set of post-hearing request for information
05/29/24	Response E-Mails to Multiple Comments
05/24/24	COMMISSION STAFF'S POST-HEARING REQUEST FOR INFORMATION TO DUKE ENERGY KENTUCKY, INC.
05/24/24	Order Entered: 1. Joint Intervenors' April 9, 2024 Motion is granted. 2. Joint Intervenors' request that the Commission take administrative notice of the Clean Air Act (CAA) section 111(b) and 111(d) is granted. 3. Post-hearing requests for information, if any, shall be filed on or before May 24, 2024. 4. Responses to post-hearing requests for information shall be filed on or before June 7, 2024. 5. Joint Intervenors shall file errata testimony for Dr. Richard McCann by June 7, 2024. 6. All parties shall file a memorandum brief, should they choose to do so, on or before June 26, 2024. 7. All parties shall file any post-hearing response briefs, should they so choose to do so, on or before July 18, 2024. 8. This case shall stand submitted for a decision by the Commission effective 12:01 a.m. Eastern Daylight Time, July 19, 2024.
05/24/24	David Spenard Kentucky Solar Industries Association, Inc. KYSEIA Post-Hearing Requests for Information
05/23/24	Multiple Public Comment
05/21/24	Carolyn Cromer Public Comment
05/20/24	Minna Sunderman Duke Energy Kentucky, Inc. Duke Energy Kentucky, Inc.s Publication of Hearing Notice and Affidavit
05/20/24	Audrey Ernstberger/Byron L. Gary Joint Intervenors Notice of Entry of Appearance
05/20/24	Byron L. Gary Joint Intervenors Supplemental Response of Joint Intervenors Kentucky Solar Energy Society and Kentuckians for the Commonwealth to March 22, 2024 Request for Information from Duke Energy Kentucky, Inc.
05/17/24	Order Entered: 1. Duke Kentucky's December 11, 2023; March 6, 2024; March 22, 2024; April 10, 2024; April 14, 2024 petitions; and the three petitions from February 2, 2024 for confidential treatment are 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 10 years or until further order of this Commission. 3. 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). 4. If the designated material granted confidential treatment by this Order becomes publicly available or no longer qualifies for confidential treatment, Duke Kentucky shall inform the Commission and file with the Commission an unredacted copy of the designated material. 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, Duke Kentucky 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 Duke Kentucky is unable to make such demonstration, the requested material shall be made available for inspection. Otherwise, the Commission shall deny the

	request for inspection.
05/15/24	L. Allyson Honaker Duke Energy Kentucky, Inc. Entry of Appearance
05/14/24	Deborah L Gates Larisa Vaysman Duke Energy Kentucky Inc.s responses to Staffs 5th set of request for information
05/14/24	Minna Sunderman Larisa Vaysman Duke Energy Kentucky, Inc.s Revised Response to KSES Second Request for Information
05/14/24	Minna Sunderman Larisa Vaysman Duke Energy Kentucky, Inc.s Witness List
05/08/24	Order Entered: 1. Joint Intervenors' motion is granted. 2. Dr. Richard McCann may participate virtually in the May 21, 2024 hearing. 3. Joint Intervenors shall notify Commission Staff of the party or parties that will be participating virtually pursuant to this Order within one day of the date of service of this Order. 4. Commission Staff shall contact the participants with instructions for participating remotely. 5. Joint Intervenors and Dr. Richard McCann shall coordinate with Commission Staff to ensure a technology test is done no less than three days prior to the May 21, 2024 hearing.
05/02/24	COMMISSION STAFF'S FIFTH REQUEST FOR INFORMATION TO DUKE ENERGY KENTUCKY, INC.
05/01/24	Byron L. Gary Joint Intervenors Unopposed Motion of Joint Intervenors for Leave to Allow Witness Dr. Richard McCann to Testify Virtually
04/30/24	Minna Sunderman Duke Energy Kentucky, Inc. Duke Energy Kentucky, Inc.s Request for Publication of Hearing Notice
04/30/24	Order Entered: 1. Duke Kentucky's motion to reschedule the hearing is granted. 2. A hearing in this matter shall be held on May 21, 2024, 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. Pursuant to 807 KAR 5:001, Section 2, if the hearing is not concluded on the designated day, the hearing shall 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. 4. Witnesses who sponsor schedules, testimony, or responses to requests for information shall participate in person at any hearing scheduled in this matter. 5. Duke Kentucky shall file a witness list at least seven days prior to the hearing date. 6. Duke Kentucky 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, Duke Kentucky shall forward a duplicate of the notice and request to the Commission.
04/30/24	Lisa Schoenbachler Public Comment
04/25/24	Multiple Public Comments
04/24/24	Steve Hegge Public Comment
04/24/24	Multiple Public Comments
04/22/24	Elizabeth Chandler Public Comment
04/17/24	Deborah L Gates Larisa Vaysman Duke Energy Kentucky, Inc. hereby submits the Rebuttal Testimony of Bruce L. Sailers
04/10/24	Deborah L Gates Larisa Vaysman Duke Energy Kentucky Inc.s Responses to Staffs Fourth Request for Information
04/10/24	Gary Smith Public Comment
04/09/24	Byron L. Gary Joint Intervenors Motion for Leave to File Corrected Responses of Joint Intervenors to Request for Information from Duke Energy Kentucky, Inc.
04/05/24	Byron L. Gary Joint Intervenors Responses to First Request for Information From Duke Energy Kentucky, Inc.
04/05/24	Minna Sunderman Larisa Vaysman Duke Energy Kentucky, Inc.s Unopposed Motion to Modify the May 15, 2024 Hearing Date
04/04/24	Judith Petersen Public Comment
04/03/24	Multiple Public Comments
04/02/24	Order Entered: 1. A hearing in this matter shall be held on May 15, 2024, at 9 a.m. Eastern Daylight Time and continuing until called from the bench by the presiding officer, in the Richard Raff Hearing

	Room 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 May 15, 2024 hearing. 4. Duke Energy Kentucky, Inc. (Duke Kentucky) 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, Duke Kentucky shall forward a duplicate of the notice and request to the Commission. 5. Duke Kentucky shall file a witness list seven days prior to the hearing date.
03/28/24	COMMISSION STAFF’S FOURTH REQUEST FOR INFORMATION TO DUKE ENERGY KENTUCKY, INC.
03/22/24	Debbie Gates Duke Energy Kentucky, Inc. DEKs Initial Discovery to Kentucky Solar Energy Society and Kentuckians for the Commonwealth
03/22/24	Debbie Gates Duke Energy Kentucky, Inc. DEK, Inc. submits its responses to Staffs 3rd Request for Information
03/13/24	Byron L. Gary Joint Intervenors Direct Testimony of Richard Mccann, Ph.D on Behalf of Joint Intervenors
03/12/24	COMMISSION STAFF’S THIRD REQUEST FOR INFORMATION TO DUKE ENERGY KENTUCKY, INC.
03/06/24	Emily Olive Larisa Vaysman Duke Energy Kentuckys Responses to KSESs Second Set of Data Requests
03/06/24	Emily Olive Larisa Vaysman Duke Energy Kentucky, Inc.s Responses to KYSEIAs Second Set of Data Requests
03/05/24	Emily A. Olive Larisa M. Vaysman Duke Energy Kentuckys Responses to Staffs 2nd Set of Data Requests
02/21/24	Byron L. Gary Joint Intervenors Supplemental Requests for Information
02/21/24	David Spenard Kentucky Solar Industries Association, Inc. KYSEIA Supplemental Requests for Information
02/21/24	COMMISSION STAFF’S SECOND REQUEST FOR INFORMATION TO DUKE ENERGY KENTUCKY, INC.
02/12/24	Letter Regarding Services of Strategen Consulting, LLC
02/06/24	Minna Sunderman Duke Energy Kentucky, Inc. Duke Energy Kentucky, Inc.s Customer Notice Publications
02/06/24	Deborah Gates Larisa Vaysman Duke Energy Kentucky Inc. hereby submits AG-DR-01-001 Attachment which was mistakenly not included.
02/02/24	Minna Sunderman Larisa M. Vaysman Duke Energy Kentucky, Inc.s Responses to Kentucky Solar Energy Society and Kentuckians for the Commonwealths First Request for Information
02/02/24	Deborah Gates Larisa Vaysman Duke Energy Kentucky, Inc.s Response to KYSEIAs 1st set of request for information
02/02/24	Deborah Gates Larisa Vaysman Duke Energy Kentucky, Inc.s Response to AGs 1st Set of Request for Information
02/02/24	Minna Sunderman Larisa M. Vaysman Duke Energy Kentucky, Inc.s Responses to Commission Staffs First Request for Information
01/30/24	Byron L. Gary Joint Intervenors Written Statement Regarding Receipt of Electronic Transmissions
01/29/24	Order Entered: 1. Joint Intervenors’ motion to intervene is granted. 2. Joint Intervenors 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 Intervenors 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 Intervenors shall adhere to the procedural schedule set forth in the Commission’s January 5, 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 Intervenors 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

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	proceeding shall be served.
01/19/24	Byron L. Gary Movants for Joint Intervention Tendered First Set of Requests to Duke Energy Kentucky, Inc. for Information from Joint Movants for Joint Intervention
01/19/24	COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO DUKE ENERGY KENTUCKY, INC.
01/19/24	David Spenard Kentucky Solar Industries Association, Inc. KYSEIA Initial Requests for Information to Duke
01/18/24	J. Michael West Office of the Kentucky Attorney General OAG Data Requests to DEK
01/17/24	Byron L. Gary Kentucky Solar Energy Society and Kentuckians for the Commonwealth Joint Motion for Full Intervention as Joint Intervenors
01/12/24	David Spenard KYSEIA KYSEIA Written Statement
01/12/24	Order Entered: 1. KYSEIA's motion to intervene is granted. 2. KYSEIA 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. KYSEIA 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. KYSEIA shall adhere to the procedural schedule set forth in the Commission's January 5, 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, KYSEIA 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.
01/11/24	Minna Sunderman Larisa M. Vaysman Duke Energy Kentucky, Inc.s Notice of Appearance and Written Statement
01/05/24	Order Entered: 1. This proceeding is established to investigate the reasonableness of the proposed tariff. 2. Duke Kentucky's proposed tariff is suspended for five months from January 19, 2024, up to and including June 18, 2024. 3. The record in Case No. 2019-00256 is incorporated by reference into this matter. 4. Duke Kentucky shall, by counsel, enter an appearance in this proceeding within seven days of the date of service of this Order. The entry of appearance shall include the name, address, telephone number, fax number, and electronic mail address of counsel. 5. Unless otherwise ordered by the Commission, the procedures set forth in 807 KAR 5:001, Section 8, related to service and electronic filing of papers shall be followed in this proceeding. 6. Pursuant to 807 KAR 5:001, Section 8(9), within seven days of the date of service of this Order, Duke Kentucky shall file by electronic means a written statement that it waives any right to service of Commission Orders by United States mail and that it or its authorized agent possess the facilities to receive electronic submissions.
01/03/24	David Spenard Kentucky Solar Industries Association, Inc. KYSEIA Motion to Intervene
12/21/23	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. 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.
12/21/23	Deficiency cured letter
12/20/23	Minna Sunderman Larisa Vaysman Duke Energy Kentucky, Inc.s Response to December 20, 2023 Deficiency Letter
12/20/23	Second deficiency letter, information due 12/30/2023
12/19/23	Minna Sunderman Larisa Vaysman Duke Energy Kentucky, Inc.s Response to Deficiency Notice dated December 14, 2023
12/18/23	J. Michael West Office of the Kentucky Attorney General Motion to Intervene
12/14/23	Deficiency letter, information due 12/24/2023.
12/11/23	Minna Sunderman Larisa M. Vaysman Application of Duke Energy Kentucky, Inc. for an Adjustment to Rider NM Rates and for Tariff Approval
12/11/23	Acknowledge Receipt of Filing
12/11/23	Duke Energy Kentucky, Inc. Notice of Intent to File an Application for an Adjustment to Rider NM Rates and for Tariff Approval Using Electronic Filing Procedures

Total Number of Cases: 1