

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF KENTUCKY POWER )  
COMPANY FOR A CERTIFICATE OF ) CASE NO. 8271  
PUBLIC CONVENIENCE AND NECESSITY )

O R D E R

On November 14, 1983, Intervenors Air Products and Chemicals, Inc., Armco, Inc., Ashland Oil, Inc., Huntington Alloys, Inc., and Kentucky Electric Steel Company ("Air Products and Chemicals, Inc., et al.") filed a request for Kentucky Power Company ("KPC") to provide responses to their third data request consisting of items 20 through 24. Items 20, 22 and 23 request workpapers to support figures on KPC's Exhibit 3 to the January 10, 1983, hearing. Item 21 requests workpapers to support Attachment 9 to KPC's response to PSC information request of December 3, 1982. Item 24 requests a schedule showing since 1969: KPC's annual dividend payments, stockholders equity and dividends as a percentage of average equity.

On November 22, 1983, KPC filed a response objecting to items 20 through 23 on the grounds that the information requested does not relate to any of the issues set forth in the Commission's Orders entered September 20, 1983, and November 15, 1983, in this proceeding. KPC objects to data request item 24 on the grounds

that the information requested is irrelevant and immaterial to any issue to be decided in this proceeding.

Based on the data request and response thereto and the evidence of record, the Commission is of the opinion and hereby finds that:

1. Air Products and Chemicals, Inc., et al., data request items 20, 22 and 23 directly relate to KPC's calculation of the estimated annual costs and revenues of Rockport ownership.

2. The costs and revenues of Rockport ownership are clearly within the purview of the issue of future rate adjustments necessitated by the ownership of Rockport as set forth in the Commission's Order entered September 20, 1983.

3. Data request item 21 relates to the cost of unit-power, short term purchases and emergency energy.

4. The cost of purchased power is relevant to both the issues of future rate adjustments and KPC's ability to secure capacity through interconnect arrangements as set forth in the Commission's Order entered November 15, 1983.

5. Data request item 24 does not appear to be relevant to any issue in this proceeding, although Air Products and Chemicals, Inc., et al., may file documentation or argument to justify the relevancy of its request.

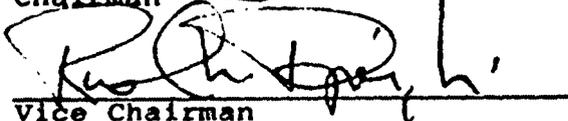
IT IS THEREFORE ORDERED that KPC's objections to Air Products and Chemicals, Inc., et al., data request items 20 through 23 be and they hereby are overruled and KPC shall provide responses no later than December 9, 1983.

IT IS FURTHER ORDERED that KPC's objection to Air Products and Chemicals, Inc., et al., data request item 24 be and it hereby is sustained subject to the provision of Finding No. 5.

Done at Frankfort, Kentucky, this 5th day of December, 1983.

PUBLIC SERVICE COMMISSION

  
Chairman

  
Vice Chairman

  
Commissioner

ATTEST:

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Secretary