

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC TARIFF FILING OF EAST)	
KENTUCKY POWER COOPERATIVE, INC. TO)	CASE NO.
ESTABLISH A NEW TARIFF FOR DATA CENTER)	2025-00140
POWER)	

COMMISSION STAFF'S THIRD REQUEST FOR INFORMATION
TO EAST KENTUCKY POWER COOPERATIVE, INC.

East Kentucky Power Cooperative, Inc. (EKPC), pursuant to 807 KAR 5:001, shall file with the Commission an electronic version of the following information. The information requested is due on August 11, 2025. The Commission directs EKPC to the Commission's July 22, 2021 Order in Case No. 2020-00085¹ regarding filings with the Commission. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked.

Each response shall include the question to which the response is made and shall include the name of the witness responsible for responding to the questions related to the information provided. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association or a governmental agency, be accompanied by a signed certification of the preparer or the person supervising the preparation of the response on behalf of the entity that the

¹ Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID-19* (Ky. PSC July 22, 2021), Order (in which the Commission ordered that for case filings made on and after March 16, 2020, filers are NOT required to file the original physical copies of the filings required by 807 KAR 5:001, Section 8).

response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

EKPC shall make timely amendment to any prior response if EKPC obtains information that indicates the response was incorrect or incomplete when made or, though correct or complete when made, is now incorrect or incomplete in any material respect.

For any request to which EKPC fails or refuses to furnish all or part of the requested information, EKPC shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

Careful attention shall be given to copied and scanned material to ensure that it is legible. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of that information in responding to this request. When applicable, the requested information shall be separately provided for total company operations and jurisdictional operations. When filing a paper containing personal information, EKPC shall, in accordance with 807 KAR 5:001, Section 4(10), encrypt or redact the paper so that personal information cannot be read.

1. Refer to EKPC's response to Commission Staff's First Request for Information (Staff's First Request), Item 3(a).

- a. Explain how EKPC categorizes potential data center customers. In this explanation, explain how EKPC determines whether an inquiry expressing interest from a potential data center to locate in EKPC territory represents a serious or a speculative inquiry.

b. Explain whether EKPC expects an application fee to typically be around \$250,000. If not, explain the reasoning for including this amount in the justification of cost.

2. Explain which of the below listed costs occur after a prospective customer has paid the application fee provided in EKPC's response to Staff's First Request, Item 3(a), which states:

EKPC set the fee to approximate the cost of responding to the numerous questions a prospective data center customer might ask, the hours of internal consideration and work that is needed from a power supply, transmission planning, economic development, legal, risk management and financial perspective and covering vendor expenses associated with these activities.

3. Refer to EKPC's response to Staff's First Request, Item 4. Hypothetically, if a prospective data center customer were to express opposition to any of the terms outlined in the proposed DCP tariff, explain how EKPC might take the opposition into consideration.

4. Refer to EKPC's response to Staff's First Request, Item 5. Explain whether EKPC viewed the tariffs of other cooperatives that serve data centers. If so, explain what load factor is generally used in these tariffs.

5. Refer to EKPC's response to Staff's First Request, Item 7.

a. Explain why EKPC chose the capacity value of a new combustion turbine (CT) rather than a different generating unit.

b. Confirm if the CT is part of the next planned generating unit.

c. In light of the approved generation in Case No. 2024-00370,² explain why EKPC did not select a combined cycle gas turbine.

6. Refer to EKPC's response to Staff's First Request, Item 9b.

a. Explain whether any revisions to EKPC's Rate H would be required in order for a data center to participate. If so, explain when EKPC would update Rate H.

b. Explain whether EKPC has had discussions with data centers that have inquired about locating in EKPC's territory that are interested in procuring renewable energy or renewable energy credits. If so, summarize the discussions.

7. Refer to EKPC's response to Staff's First Request, Item 22.

a. Provide how many load studies EKPC has conducted or is planning to conduct on behalf of prospective data center customers.

b. Provide how many transmission related studies PJM has conducted or is in the study process of on behalf of EKPC regarding prospective data center customers.

8. Refer to EKPC's response to Staff's First Request, Item 26.

a. EKPC states

However, when third-party data center customers seek to operate from the facility, EKPC and its Owner-Member would enter into a special contract with each such third-party data center customer and the provisions of the tariff related to such service – as incorporated into the special contract – would apply to the data center customer.

² Case No. 2024-00370, *Electronic Application of East Kentucky Power Cooperative, Inc. for 1) Certificates of Public Convenience and Necessity to Construct a New Generation Resources; 2) for a Site Compatibility Certificate Relating to the Same; 3) Approval of Demand Side Management Tariffs; and 4) other General Relief* (Ky. PSC July 3, 2025), final Order.

Assuming that there would be only one third-party data center customer and EKPC entered into a contract with that party, explain what, if anything, would change in the original contract(s) between EKPC and the data center developer.

b. Explain whether EKPC is aware of situations where the developer, once third-party data centers have located at the developer's data center facility, remains a party to the agreement or whether the developer severs all contractual arrangements with the utility and only the specific data center customer(s) remains.



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DATED **JUL 25 2025**

cc: Parties of Record

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