

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF NAVITAS KY)	CASE NO.
NG, LLC FOR AN ALTERNATIVE RATE FILING)	2025-00332
PURSUANT TO 807 KAR 5:076)	

O R D E R

On November 18, 2025, Navitas KY NG, LLC (Navitas KY) filed an application with the Commission, pursuant to 807 KAR 5:076, requesting an adjustment to its gas rates.¹ On October 14, 2025, Navitas KY filed a motion requesting emergency rate relief.² In its motion, Navitas KY stated that

Navitas respectfully requests that the Commission withhold entering a procedural schedule in this proceeding until Navitas can supplement its application consistent with the finally completed [Cost of Service Study] COSS. Once the COSS is completed, and assuming it notably impacts Navitas's proposed rates, Navitas will send an additional notice to its customers detailing the updated rates requested.³

Following a hearing on the emergency rate relief request, the Commission authorized a rate increase, subject to refund, on December 22, 2025.⁴ The Commission established

¹ Pursuant to 807 KAR 5:076, Section 7(2), if the Commission has not issued an order after six months from the date an alternative rate filing, the application is deemed filed and the utility may place the proposed rates into effect, subject to refund, pending the Commission's order upon filing written notice with the Commission of its intent to do so. Otherwise, an applicant using the alternative rate filing procedure may not place the proposed rates into effect until the Commission has issued an order approving the rates. 807 KAR 5:076, Section 7(1).

² Navitas KY's Motion for Emergency Rate Relief (Motion) (filed Oct. 14, 2025).

³ Motion at 10-11.

⁴ Order (Ky. PSC Dec. 22, 2025).

a procedural schedule by Order dated January 20, 2026, that set out the remaining schedule, following the Order granting Navitas KY's emergency rate relief.⁵

On February 10, 2026, Navitas KY filed its completed COSS with direct testimony from Talha A. Sheikh, of ScottMadden, Inc., who developed the COSS on behalf of Navitas KY. This testimony included proposed changes to Navitas KY's rate schedule; phased-in rates; the proposed five revenue targets, rate design, and customer bill impacts for each rate class; and the proposed consolidation of rates.⁶

LEGAL STANDARD

Commission regulation 807 KAR 5:076, Section 8 states that if not responding to the findings set forth in a commission staff report finding, an applicant shall not amend the proposed rates set forth in its application unless the applicant

- (a)Files written notice of the proposed amendment with the commission; and
- (b)Publishes notice of the amended proposed rates in the manner provided in Section 5 [notice requirements] of this administrative regulation

DISCUSSION AND FINDINGS

Having considered the record and being otherwise sufficiently advised, the Commission finds that Navitas KY's application has been amended as of February 10, 2026. The Commission has reviewed the filing and finds that, alongside any amended testimony Navitas KY elects to file, Navitas KY shall provide all workpapers related to the Direct Testimony of Talha A. Sheikh as well as any exhibits to any amended testimony in

⁵ Order (Ky. PSC Jan. 20, 2026).

⁶ Direct Testimony of Talha A. Sheikh (filed Feb. 10, 2025) at 2.

Excel spreadsheet format with all formulas, rows, and columns unprotected and fully accessible.

The Commission notes that, pursuant to 807 KAR 5:076, Section 8(2) Navitas KY shall not place amended proposed rates into effect until the Commission has issued an Order approving those rates or six months from the date of filing the written notice of proposed amendment, whichever occurs first. The Commission, on its own motion, further grants a deviation from 807 KAR 5:076, Section 8(1)(b) in relation to customer notice for the amended application. Navitas KY has provided notice twice throughout this case,⁷ and the Commission believes the deviation is necessary to limit costs associated with continued notice to customers. Nothing from this deviation should be construed as limiting the Commission's authority to order notice to customers at a future period of time.

In addition, the Commission finds, on its own motion, that the schedule should be amended as set forth in the Appendix.

On December 22, 2025, the Commission issued an Order authorizing Navitas KY to place into effect an interim base rate increase, subject to refund, to allow Navitas KY to collect sufficient cash flow to pay vendors and creditors during the suspension period of the rate proceeding. The Commission clarified that any revenue realized as a result of the interim rate increase should be used for debts and expenses related to the provision of service in Kentucky. Thus, the Commission reminds Navitas KY that it is to maintain its records in such a manner as will enable it, or the Commission, or any of Navitas KY's customers, to determine the amounts to be refunded and to whom any refund is due in

⁷ See Application, Attachment 1; Customer Notice (hearing and rates) (filed Dec. 3, 2025).

the event that a refund of any portion of the interim base rate increase is ordered by the Commission.

By Commission Order in Case No. 2025-00316, Navitas KY was granted a temporary residual surcharge that can allow Navitas KY to begin collecting on residual gas costs that were unrecovered during the GCR suspension period resulting in non-payment to Navitas KY's gas suppliers and transporters.⁸ As of December 8, 2025, Navitas KY explained that it collectively owes \$553,335 to gas suppliers and transporters for its natural gas service.⁹ Navitas KY was directed to file monthly reports to the Commission in that case detailing: (1) the record of the total amounts recovered through this residual surcharge; (2) the total amount of remaining debt owed to each natural gas supplier and transporter serving Kentucky customers; (3) the amount paid to each natural gas supplier and transporter serving Kentucky customers; (4) the usage report for the month; and (5) proof of payment to each natural gas supplier and transporter serving Kentucky customers to which debt is owed. For ease of administrative burden, the Commission finds that Navitas KY should also file the monthly reports required in Case No. 2025-00316, in this proceeding as well. The Commission will be considering these reports and the details provided on debt owed to gas suppliers and transporters as the case progresses.

⁸ Case No. 2025-00316, *Electronic Purchased Gas Adjustment Filing of Navitas KY NG, LLC* (Ky. PSC Dec. 23, 2025).

⁹ Case No. 2025-00332, *Electronic Application of Navitas KY NG, LLC for an Alternative Rate Filing Pursuant to 807 KAR 5:076* (filed Dec. 12, 2025), Navitas KY's Response to Commission Staff's Post-Hearing Request for Information, Item 15.

IT IS THEREFORE ORDERED THAT:

1. The Commission finds that Navitas's filing on February 10, 2026 amended the application.
2. The Commission grants a deviation from 807 KAR 5:076, Section 8(1)(b) in relation to customer notice for the amended application.
3. The procedural schedule established on January 20, 2026 is amended.
4. The procedural schedule set forth in the Appendix to this Order shall be followed.
5. Navitas KY shall respond to all requests for information propounded by Commission Staff (Staff), whether identified on the procedural schedule or otherwise, as provided in those requests.
6. No later than March 2, 2026, Navitas KY shall provide all workpapers related to the Direct Testimony of Talha A. Sheikh as well as any exhibits to any amended testimony in Excel spreadsheet format with all formulas, rows, and columns unprotected and fully accessible.
7. No later than the date set forth in the procedural schedule, Staff shall file with the Commission and serve upon all parties of record a written report (Staff Report) containing its recommendations regarding Navitas KY's requested rate adjustment.
8. No later than 14 days after the date of service of the Staff Report, each party of record shall file with the Commission:
 - a. Its written comments on and any objections to the findings and recommendations contained in the Staff Report; and
 - b. Any additional evidence for the Commission to consider.

9. As set forth in 807 KAR 5:001, Section 4(11), 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 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. Therefore, any person requesting to intervene in a Commission proceeding must state with specificity the person's special interest that is not otherwise adequately represented or the issues and facts the person will present that will assist the Commission in fully considering the matter. A mere recitation of the quantity of the utility service consumed by the movant or a general statement regarding a potential impact of possible modification of rates will not be deemed sufficient to establish a special interest.

10. Navitas KY shall file the monthly reports required in Case No. 2025-00316 in this proceeding. These monthly reports detail: (1) The record of the total amounts recovered through the approved residual surcharge; (2) the total amount of remaining debt owed to each natural gas supplier and transporter serving Kentucky customers; (3) the amount paid to each natural gas supplier and transporter serving Kentucky customers; (4) the usage report for the month; and (5) proof of payment to each natural gas supplier and transporter serving Kentucky customers to which debt is owed.

11. All provisions of the Commission's January 20, 2026 Order and December 22, 2025 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.

12. Nothing in this Order shall be construed as preventing the Commission from entering additional Orders in this matter.

PUBLIC SERVICE COMMISSION

Chairman

Andrew W. Wood
Commissioner

Mary Pat Regan
Commissioner

ATTEST:

Linda Bridwell *RP*
Executive Director

ENTERED
FEB 13 2026
AB
KENTUCKY PUBLIC
SERVICE COMMISSION

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2025-00332 DATED FEB 13 2026

Navitas KY shall file any amended testimony
no later than 03/02/2026

Last day for intervention requests to be accepted 03/10/2026

All requests for information to Navitas KY
shall be filed no later than 03/20/2026

Navitas KY shall file responses to initial requests for
information no later than 04/10/2026

All supplemental requests for information to Navitas KY
shall be filed no later than 04/24/2026

Navitas KY shall file responses to supplemental
requests for information no later than 05/08/2026

Commission Staff's Report shall be filed no later than 07/03/2026

*R. Brooks Herrick
Dinsmore & Shohl, LLP
101 South Fifth Street
Suite 2500
Louisville, KY 40202

*Carlos Gonzalez
Navitas KY NG, LLC
3186-D Airway Avenue
Costa Mesa, CA 92626

*M. Evan Buckley
Dinsmore & Shohl, LLP
City Center, 100 W. Main Street
Suite 900
Lexington, KY 40507

*Hannah Thompson
Dinsmore & Shohl, LLP
101 South Fifth Street
Suite 2500
Louisville, KY 40202

*Thomas Hartline
Navitas KY NG, LLC
3186-D Airway Avenue
Costa Mesa, CA 92626

*Navitas KY NG, LLC
3186-D Airway Avenue
Costa Mesa, CA 92626