

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF DUKE ENERGY)	
KENTUCKY, INC. FOR A CERTIFICATE OF)	
PUBLIC CONVENIENCE AND NECESSITY TO)	CASE NO.
CONSTRUCT GAS DISTRIBUTION LINES IN)	2026-00114
CAMPBELL, PENDLETON, AND BRACKEN)	
COUNTIES, KENTUCKY, AND OTHER GENERAL)	
RELIEF)	

COMMISSION STAFF'S THIRD REQUEST FOR INFORMATION
TO DUKE ENERGY KENTUCKY, INC.

Duke Energy Kentucky, Inc. (Duke Kentucky), pursuant to 807 KAR 5:001, shall file with the Commission an electronic version of the following information. The information requested is due on October 9, 2026. The Commission directs Duke Kentucky 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

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).

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.

Duke Kentucky shall make timely amendment to any prior response if Duke Kentucky 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 Duke Kentucky fails or refuses to furnish all or part of the requested information, Duke Kentucky 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, Duke Kentucky 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 the Application, paragraphs 5, 20, and 21; the Direct Testimony of Neil M. Moser (Moser Testimony), page 8, lines 1–5; and the Commission's July 31, 2026, final Order in Case No. 2025-00142.²

² Case No. 2025-00142, *Electronic Application of Duke Energy Kentucky, Inc. For A Declaratory Order Regarding Recovery of Costs to Convert Customers to Alternate Source Of Fuel* (Ky. PSC July 31, 2026), final Order.

- a. State whether Duke Kentucky continues to request:
 - (1) A determination that the proposed construction constitutes an extension in the ordinary course of business for which a CPCN is unnecessary;
 - (2) Issuance of a CPCN for the proposed construction; or
 - (3) Both forms of relief.
 - b. State whether Duke Kentucky contends that the final Order in Case No. 2025-00142 rendered any portion of the Application moot and explain the basis for the response.
 - c. State whether Duke Kentucky continues to request a decision on the existing record.
 - d. Identify every material statement, estimate, assumption, exhibit, testimony response, or response to a request for information in this proceeding that is no longer accurate or complete following the final Order in Case No. 2025-00142. For each identified item, provide the corrected or supplemental information.
2. Refer to the Commission's July 31, 2026 final Order in Case No. 2025-00142, at pages 27–31, concerning conversion payments and the relative costs of conversion and main extensions.
- a. Explain whether Duke Kentucky has or intends to offer payments for conversion to an alternative fuel source to any of the customers whose current service will be affected by the abandonment of TC Energy Corporation's (TC Energy) transmission line (Affected Customers).
 - b. Provide a table identifying the following information for each of the Affected Customers:

- (1) The address of the customer;
- (2) Whether Duke Kentucky has contacted the customer regarding conversion;
- (3) Whether Duke Kentucky has made a conversion offer;
- (4) Whether the customer has accepted, declined, or not responded to an offer;
- (5) Whether the customer has requested natural gas service pursuant to Duke Kentucky's tariff following the abandonment of the transmission line at issue by TC Energy;
- (6) Whether Duke Kentucky currently proposes to serve the customer through the proposed construction, an alternative-fuel conversion, or another arrangement; and
- (7) The proposed main-extension subproject that would serve the customer, if applicable.

3. Based upon the information provided in response to Item 2 of this request, for each of the seven proposed main-extension subprojects and the proposed high-pressure station, provide:

- a. The number of Affected Customers the facility would serve;
- b. Whether the facility remains necessary;
- c. The current scope of the facility, including pipeline mileage and size, and identify any changes to the route, design, or scope previously provided in response to Staff's First Request, Item 3;

- d. The current estimated construction cost and identify any change from the cost previously provided;
- e. The current design, permitting, procurement, contractor-scheduling, and construction status;
- f. The current anticipated construction-start and in-service dates;
- g. Whether the facility may be constructed independently of the other proposed facilities; and
- h. The costs incurred or contractually committed to date and any costs that would result from cancellation or modification of the facility.

4. Refer to the Application, paragraph 16, stating that “[t]he service line from their home to the transmission pipeline was maintained by either the customer or Duke Energy Kentucky, depending upon the initial establishment of service by the customer, but in every case, the metering and gas billing was done by Duke Energy Kentucky.”

a. Explain what is meant by “depending upon the initial establishment of service by the customer,” i.e. what determines whether Duke Kentucky or the customer maintained the service line.

b. Identify by address those customers whose service lines were maintained by Duke Kentucky and those whose service lines were maintained by the customer.

5. Refer to Duke Kentucky’s response to Staff’s First Request, Item 4.

a. Explain whether Duke Kentucky can complete each proposed main-extension subproject and the high-pressure station before TC Energy discontinues service to the affected area.

b. For any facility that cannot be completed before TC Energy discontinues service, identify:

(1) The anticipated period between TC Energy's discontinuation of service and completion of the facility;

(2) The customers who would experience an interruption of service, using nonidentifying customer designations; and

(3) Any temporary or interim service arrangement Duke Kentucky has considered.

c. Identify the project activities or milestones that were delayed because the Commission did not issue a final Order by August 1, 2026, and explain how each delay affects the current critical path for completion.

d. For each extension for which Duke Kentucky is still requesting a CPCN herein, state how long Duke Kentucky anticipates it will take to complete construction after an order granting a CPCN is entered.

e. Explain whether the July 31, 2026 final Order in Case No. 2025-00142 or Duke Kentucky's subsequent consideration of conversion offers has affected the project's critical path or anticipated completion dates.

6. Refer to Duke Kentucky's response to Staff's First Request, Item 4(c).

a. Explain each basis for Duke Kentucky's contentions regarding when TC Energy is expected to terminate service to the various sections of the transmission line as provided in response to Staff's First Request, Item 4(c), and explain whether those timeframes have changed.

b. Explain whether Duke Kentucky anticipates that TC Energy will suspend service on its current transmission line before construction of TC Energy's proposed replacement line is complete and explain each basis for the response.

c. Explain when Duke Kentucky anticipates TC Energy receiving approval to construct its replacement line and when Duke Kentucky anticipates TC Energy will complete construction of its replacement line and explain each basis for the responses.

7. Refer to Duke Kentucky's response to Staff's Second Request, Item 5(c), in which Duke Kentucky stated that it was unaware of any filing related to TC Energy's abandonment. Refer also to Duke Kentucky's response to Commission Staff's First Request for Information, Item 4, in Case No. 2025-00142,³ discussing TC Energy's application filed on November 10, 2025 in Docket Number CP26-19-000.

a. State whether Duke Kentucky is now aware of any filing with FERC or another regulatory agency concerning TC Energy's replacement or abandonment of the transmission facilities at issue. If so, provide the case or docket number, filing date, current procedural status, requested or authorized abandonment date, and copies of any filing or order not publicly available.

b. Provide the current anticipated date on which TC Energy will discontinue service to each affected project area and explain the basis for each date.

c. Provide all material communications received from TC Energy after Duke Kentucky's response to Staff's First Request, Item 10, concerning abandonment

³ Case No. 2025-00142, *Duke Kentucky's response to Commission Staff's First Request for Information* (filed Mar. 23, 2026).

timing, continued customer service, or coordination with Duke Kentucky's proposed construction.

d. Identify each request TC Energy has made in Docket Number CP26-19-000 and explain whether an order is required in that case before TC Energy may abandon the transmission line at issue.

e. Explain Duke Kentucky and its affiliates participation in Docket Number CP26-19-000.

f. If not provided in response to subpart a. above, explain the current procedural status of TC Energy's application in Docket Number CP26-19-000, including when a final decision is expected.

8. Refer to the Commission's July 31, 2026, final Order in Case No. 2025-00142, at pages 27–31, concerning the payment of conversion costs and the relative costs of conversion and main extensions. Refer also to the Application in this case at pages 8–9, arguing that the projects for which a CPCN is requested herein will not result in wasteful duplication.

a. State whether payments to customers to convert to alternative fuel should be considered as an alternative to the projects for which a CPCN is requested herein when considering whether the projects will result in wasteful duplication and explain each basis for Duke Kentucky's response.

b. Explain what, if any, obligation Duke Kentucky contends it has to provide natural gas utility service to the affected customers pursuant to KRS Chapter 278 following TC Energy's abandonment of its transmission line at issue in this case.

9. Refer to Moser Testimony, page 12, lines 15–23, summarizing the history of the Affected Customers, and stating, among other things, that “[t]he impacted customers have always been treated as retail customers of Duke Energy Kentucky, even though they were served via an interconnect to the KOT transmission line” and that “[b]ecause these customers were considered Duke Energy Kentucky customers, they were not included in the sale to TC Energy. Therefore, it is my understanding that TC Energy does not consider these customers as TC Energy customers.”

a. Confirm that the owner of the transmission line at issue provided service to the direct tap customers through its affiliate before KO Transmission purchased the line, and if it cannot be confirmed, explain each basis why.

b. Provide the ownership history of the TC Energy transmission line at issue, including the approximate dates on which each ownership transfer occurred and the entities involved.

c. Provide a history of who provided service to the direct tap customers on the transmission line at issue, including the approximate dates during which each entity provided the service.

d. Explain in detail the circumstances under which Duke Kentucky came to provide service to the direct tap customers on the transmission line at issue, including why Duke Kentucky took over service to the direct tab customers at some point after Duke Kentucky’s affiliate purchased the line.

e. Explain whether there was an agreement between Duke Kentucky or its affiliate, and the previous owner of the transmission line at issue or the previous owner’s affiliate to take over service for the direct tap customers from the previous owner

or its affiliate when Duke Kentucky's affiliate purchased the line, and explain whether taking over service was a condition of any sale or purchase agreement with the previous owner of the transmission line.

f. Explain why Duke Kentucky or its affiliate made no agreement with TC Energy to transfer the service of the Affected Customers to TC Energy or an affiliate of TC Energy upon the transfer of ownership, given that service to the Affected Customers was previously transferred upon the sale of the transmission line.

g. Explain whether Duke Kentucky taking responsibility for the Affected Customers following the transfer of the transmission line at issue to TC Energy was a condition of the sale and explain any efforts by Duke Kentucky or its affiliate to get TC Energy to take over service for the Affected Customers.

10. Refer to Duke Kentucky's response to Commission Staff's First Request for Information, Item 7, in Case No. 2025-00142, in which Duke Kentucky provided certain contracts but indicated, among other things, that "Duke Energy Kentucky has no current contracts with KO Transmission."

a. Provide any contracts between Duke Kentucky and any affiliate of Duke Kentucky, including KO Transmission, or their predecessors in interest (e.g. previous owners such as Columbia or its distribution affiliates), relating to the provision of service to the direct tap customers on the transmission line at issue, including contracts delineating responsibilities for the customers between Duke Kentucky and KO Transmission or contracts taking over service from previous owners, regardless of whether the contracts are "current" or not.

b. Provide any contracts between Duke Kentucky or any Duke Kentucky affiliate, and TC Energy or any previous owner of TC Energy's transmission line or their affiliates (e.g. previous owners such as Columbia or its distribution affiliates), regarding or related to the purchase or sale of the transmission line by any Duke Kentucky affiliate or any obligation or right to serve the direct tap customers on the transmission line at issue, regardless of whether the contracts are "current" or not.

c. Provide a brief description of each contract produced in response to Item 10(a) or (b).

d. Identify any provisions in the contracts provided in response to Item 10(a) or (b) of this request that discuss the respective obligations or rights of the parties to the contracts with respect to the direct tap customers served from the transmission line at issue.

11. Refer to Duke Kentucky's Main Extension Policy in Duke Kentucky's tariff at KY.P.S.C. Gas No. 2, Sixth Revised Sheet No. 60.

a. Explain whether and why Duke Kentucky's Main Extension Policy would be applicable to the extension of mains to the Affected Customers proposed in this case, and if so, explain whether Duke Kentucky has communicated with the Affected Customers regarding the application of that policy.

b. Notwithstanding whether or not the Main Extension Policy is applicable, explain whether, and if so, why it would be reasonable allocate the cost of extensions proposed in this case to all customers instead of allocating the cost to Affected Customers given the size of the necessary investment as compared to the number of customers that are expected to be served.

c. State whether Duke Kentucky has investigated whether the Affected Customers are likely to take service if the cost of the extensions proposed herein are allocated to the Affected Customers when rates or new rates are established.

12. Explain whether Duke Kentucky or its affiliate, KO Transmission, was aware of TC Energy's plan to abandon the transmission line at issue shortly after the transfer of ownership, and if so, explain why the line was transferred with the knowledge that the Affected Customers would lose access to gas from their direct taps.

13. Describe any and all steps taken by Duke Kentucky or its affiliate, either before or after the transfer of the transmission line to TC Energy, to secure a supply of gas for the direct tap customers on the current TC Energy transmission line or to secure taps on TC Energy's expected replacement line.

14. State whether Duke Kentucky or its affiliate was required to request approval from FERC before transferring the transmission line in question to TC Energy, and if so, identify the docket or case number associated with that filing, describe that filing, and explain what FERC was told, if anything, regarding what would happen to the direct tap customers following the transfer.

15. To the extent available to Duke Kentucky, provide a map or maps showing the route of TC Energy's current transmission line in the areas serving the Affected Customers; the route of TC Energy's proposed replacement line; and the locations of the Affected Customers. Explain whether the current and replacement lines are expected to follow the same or different routes and how the replacement line's route prevents the Affected Customers from continuing service through direct taps. If Duke Kentucky does not possess a map of the proposed replacement line, explain the basis for its

understanding of the replacement line's location and provide supporting communications or other documents.

16. Provide copies of all communications and agreements relating to the proposed abandonment of the TC Energy transmission line between Duke Kentucky and TC Energy and Duke Kentucky and KO Transmission.

17. Provide a history of the retail gas service provided to the 27 customers who receive gas service by direct tap on the section of the TC Energy transmission line that is proposed to be abandoned, including:

a. The date of service that each direct tap was established, whether by Duke Kentucky or a previous entity;

b. Whether the gas service via direct tap on the transmission line at issue was available or offered to the public, or was it limited to owners of property from whom rights of way were required for construction of the pipeline;

c. Whether new direct taps have been added since the period when the transmission line was initially constructed, and if so, the number of additional direct taps added since construction and the date the taps were added;

d. Whether Duke Kentucky has owned and operated the metering equipment, service lines, regulators, and any other facilities used to provide gas service to the 27 direct tap customers, and whether Duke Kentucky changed any equipment when it took over service or simply used the existing equipment of the previous owner or operator;

e. All rates that the 27 customers are currently charged for service, and if applicable, the tariff page(s) on which each such rate is located; and

f. Any differences between the tariff rates and the rates the 27 customers are charged.

18. Provide a copy of all contracts between any of the Affected Customers or their predecessors in interest, and TC Energy, KO Transmission, Duke Kentucky, or any of their predecessors in interest (e.g., Columbia or its affiliates) concerning the service from the transmission line at issue.

19. Identify the two Affected Customers that Duke Kentucky did not intend to offer payments to cover the cost of conversion because they could generally be served from existing facilities, and explain whether, and if so which, of the extensions proposed herein would be necessary to serve those customers.

20. Explain whether an application was filed with the Commission pursuant to KRS 278.020(1), (6), or (7)⁴ or KRS 278.218 when or before Duke Kentucky took over service for the direct tap customers on the transmission line at issue from the previous owner or their affiliates, and if so, identify the case in which such application was made. If not, explain why no such application was filed given the nature of the service to the Affected Customers.

21. Assuming that the Affected Customers are considered to be regulated utility customers, explain whether KRS 278.030 or other provisions of KRS Chapter 278 obligate Duke Kentucky to extend service mains to the Affected Customers to provide tariffed service, and explain each basis for Duke Kentucky's response.

⁴ If those provisions fell under a different number at or about the time of the transfer, then this request should be read as referring to that number.

22. Refer to Duke Kentucky's July 14, 2026 request for decision on the written record. State whether Duke Kentucky has changed its position regarding whether it wants a hearing or a decision on the written record.


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DATED SEP 17 2026

cc: Parties of Record

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