

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC TARIFF FILING OF INTER-	)	
COUNTY ENERGY COOPERATIVE	)	CASE NO.
CORPORATION TO IMPLEMENT A NEW	)	2026-00182
VOLUNTARY INCLINING BLOCK RATE	)	
SCHEDULE	)	

ORDER

On July 1, 2026, Inter-County Energy Cooperative Corporation (Inter-County Energy) filed a proposed tariff to implement a new voluntary inclining block rate schedule available to any members with separately metered structures that are agricultural in nature served under Schedule 1 – Rates for Farm and Home Service (Inclining Block). Inter-County Energy proposed an effective date of August 1, 2026.

On July 17, 2026, Inter-County Energy submitted a letter advising the Commission of a typographical error in its customer notice that was published in the July 2026 edition of Kentucky Living. A copy of the letter is attached to this Order as Appendix B. The original notice listed the proposed customer charge as \$16.16 per day instead of \$16.16 per month. Inter-County Energy stated that a corrected notice would be published in the August 2026 edition of Kentucky Living. In addition, Inter-County Energy indicated that it has already corrected the public notices posted at its office and on its website. Inter-

County Energy requested a deviation from 807 KAR 5:011, Section 8(2)(4),¹ to allow the proposed effective date to remain August 1, 2026.

LEGAL STANDARD

The Commission has exclusive jurisdiction over the rates and service of utilities and is charged with enforcing the provisions of KRS Chapter 278.² KRS 278.030(1)–(2) provides that a utility may collect fair, just and reasonable rates and that the service it provides must be adequate, efficient and reasonable. KRS 278.190 permits the Commission to investigate any schedule of new rates to determine its reasonableness.

Commission regulation 807 KAR 5:011, Section 8, outlines the requirements for customer notice. Specifically, 807 KAR 5:011, Section 8(2)(b), states that:

(b) If a utility has more than twenty (20) customers, it shall provide notice by:

1. Including notice with customer bills mailed no later than the date the tariff filing is submitted to the commission;
2. Mailing a written notice to each customer no later than the date the tariff filing is submitted to the commission;
3. Publishing notice once a week for three (3) consecutive weeks in a prominent manner in a newspaper of general circulation in the utility's service area, the first publication to be made no later than the date the tariff filing is submitted to the commission; or
4. Publishing notice in a trade publication or newsletter delivered to all customers no later than the date the tariff filing is submitted to the commission.

Pursuant to 807 KAR 5:011, Section 15, the Commission shall permit deviations from this regulation for good cause shown.

¹ 807 KAR 5:011, Section 8(2)(b)4 requires that if a utility chooses to provide public notice in a trade publication or newsletter delivered to all customers, the notice must be published no later than the date the tariff filing is submitted to the Commission.

² KRS 278.040.

DISCUSSION

Having reviewed the proposed tariff and being otherwise sufficiently advised, the Commission finds that an investigation is necessary to determine the reasonableness of the proposed tariff, and that such investigation cannot be completed by August 1, 2026. Pursuant to KRS 278.190(2), the Commission will, therefore, suspend the effective date of the proposed tariff for five months, up to and including December 31, 2026.

The Commission also finds that good cause exists to grant a deviation from 807 KAR 5:011, Section 8(2)(b)4. Although the customer charge was incorrectly stated in the original notice, the proposed tariff is a new rate schedule with no customers currently utilizing it and the notice overstated, instead of understated, the proposed customer charge. In addition, Inter-County Energy has already corrected the notice posted at its offices and on its website and has scheduled a corrected notice to be published in the August 2026 edition of Kentucky Living. With the suspension of the proposed tariff and the pending publication of the correct notice in the August 2026 edition of Kentucky Living, prospective customers should have sufficient notice of the actual charge before the tariff becomes effective. As such, the filing date shall be considered July 1, 2026, and the suspension period, as discussed above, calculated from the earliest effective date of August 1, 2026.

The Commission directs Inter-County Energy to the Commission's July 22, 2021 Order in Case No. 2020-00085³ in which the Commission mandated the use of electronic

³ 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).

filing procedures listed in 807 KAR 5:001, Section 8. Consistent with the filing procedures set forth in Case No. 2020-00085, the Commission finds that electronic filing procedures should be used.

The Commission further finds that a procedural schedule should be established to review the reasonableness of the proposed customer class. The procedural schedule is attached to this Order as Appendix A.

Additionally, any hearing scheduled in this matter shall be held on the designated day or days and continued until called from the bench by the presiding officer. 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. Hearings are held in the Richard Raff Hearing Room at the offices of the Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky. Witnesses who sponsor schedules, testimony, or responses to requests for information are expected to participate in person at a hearing.

IT IS THEREFORE ORDERED that:

1. This proceeding is established to investigate the reasonableness of the proposed Inclining Block rate schedule.
2. Inter-County Energy's proposed tariff is suspended for five months from August 1, 2026, up to and including December 31, 2026.
3. A deviation from 807 KAR 5:011, Section 8(2)(b)4 is granted as described herein.

4. Inter-County Energy 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, Inter-County Energy 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.

7. Unless a party granted leave to intervene states its objection to the use of electronic filing procedures in a motion for intervention, the party shall:

a. Be deemed to have consented to the use of electronic filing procedures and the service of all papers, including Orders of the Commission, by electronic means; and

b. Within seven days of the date of service of an order of the Commission granting intervention, file with the Commission a written statement that:

(1) It or its authorized agent possesses the facilities to receive electronic transmissions; and

(2) Sets forth the electronic mail address to which all electronic notices and messages related to this proceeding shall be served.

8. If a party objects to the use of electronic filing procedures and the Commission determines that good cause exists to excuse that party from the use of electronic filing procedures, service of documents on that party and by that party shall be made in accordance with 807 KAR 5:001, Section 4(8).

9. The procedural schedule set forth in Appendix A to this Order shall be followed.

10. Inter-County Energy shall respond to all requests for information propounded by Commission Staff, whether identified on the procedural schedule or otherwise, as provided in those requests.

11. As set forth in 807 KAR 5:001, Section 4(11)(a), a person requesting permissive intervention in a Commission proceeding is required to demonstrate either (1) a special interest in the proceeding, which 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 utility service consumed by the movant or a general statement regarding the potential impact of possible modification of rates will not be deemed sufficient to establish a special interest.

12. Any motion to intervene after the date established in the procedural schedule shall also show good cause for being untimely. If the untimely motion is granted, the movant shall accept and abide by the existing procedural schedule.

13. Inter-County Energy shall give notice of the hearing in accordance with the provisions set forth in 807 KAR 5:001, Section 9(2). In addition, the notice of the 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 publication is requested, Inter-County Energy shall forward a duplicate of the notice and request to the Commission.

14. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

15. Any hearing scheduled in this matter shall be held on the designated day or days and continued until called from the bench by the presiding officer. 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.

16. Witnesses who sponsor schedules, testimony, or responses to requests for information shall participate in person at any hearing scheduled in this matter.

17. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video recording shall be made of the hearing.

18. The Commission does not look favorably upon motions for continuance. Accordingly, motions for extensions of times with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

19. The Commission does not look favorably upon motions to substitute witnesses or excuse witnesses from testifying at Commission hearings. Accordingly, motions to substitute witnesses or excuse a witness from testifying at a Commission hearing or from testifying in person at a Commission hearing shall be made in writing at least 14 days prior to the hearing and will be granted only upon a showing of good cause.

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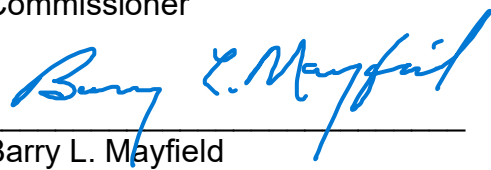
Entered on this 27th day of July, 2026.

PUBLIC SERVICE COMMISSION



Angie Hatton
Chair

Mary Pat Regan
Vice Chair

Andrew W. Wood
Commissioner

Barry L. Mayfield
Commissioner

ATTEST:



Linda C. Bridwell, PE
Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2026-00182 DATED JUL 27 2026

Requests for intervention shall be filed no later than 08/07/2026

Initial requests for information to Inter-County Energy
shall be filed no later than 08/14/2026

Inter-County Energy shall file responses to
initial requests for information no later than..... 08/28/2026

All supplemental requests for information to Inter-County Energy
shall be filed no later than 09/14/2026

Inter-County Energy shall file responses to supplemental requests
for information no later than 09/28/2026

Intervenor testimony, if any, in verified prepared
form shall be filed no later than.... 10/05/2026

All requests for information to Intervenors shall
be filed no later than 10/19/2026

Intervenors shall file responses to requests for
information no later than..... 11/02/2026

Inter-County Energy shall file, in verified form, its rebuttal
testimony no later than 11/09/2026

Inter-County Energy or any Intervenor shall request either a
hearing or that the case be submitted for decision
based on the record no later than 11/13/2026

APPENDIX B

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2026-00182 DATED JUL 27 2026

TWO PAGES TO FOLLOW

July 17, 2026

Via Electronic Filing System

Ms. Linda C. Bridwell, P.E.
Executive Director
Public Service Commission
211 Sower Boulevard
Frankfort, Kentucky 40602

RE: *Rate for Farm and Home Service – Schedule 1 – Inclining Bloc (IB)*

Dear Ms. Bridwell:

Inter County Energy Cooperative Corporation (“Inter-County Energy”) filed its proposed new tariff, Rate for Farm and Home Service – Schedule 1 – Inclining Block (IB) (“Inclining Block”) and included proof of public notice in *Kentucky Living* as required by 807 KAR 5:011, Section 8(2)(4).

After the July 1, 2026, filing Inter-County Energy noticed a typographical error in the *Kentucky Living* publication. The printed notice incorrectly states \$16.16 per day instead of \$16.16 per month. Inter-County Energy’s proposed filed tariff correctly states \$16.16 per month. Additionally, the public notice posted in its office locations and its website also correctly noted \$16.16 per month.

Inter-County Energy contacted *Kentucky Living* and will print a corrected notice in the August edition of the magazine. Inter-County Energy will supplement its filing with the corrected proof when the August edition of *Kentucky Living* is published.

Inter-County Energy is requesting a deviation pursuant to 807 KAR 5:011, Section 15 from 807 KAR 5:011, Section 8(2)(4) to allow the proposed tariff effective date to remain August 1, 2026. The error in the tariff was typographical and has been corrected. Inter-County Energy has correct public postings of the tariff and the proposed tariff submitted to the Commission had the correct information.

If you have any questions, please let me know.

Sincerely,

Heather S. Temple

Heather S. Temple

Service List for Case 2026-00182

* Heather Temple
Honaker Law Office, PLLC
1795 Alysheba Way
Suite 1203
Lexington, KY 40509

* Inter-County Energy Cooperative Corporation
1009 Hustonville Road
P. O. Box 87
Danville, KY 40423-0087