

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

|                                    |   |            |
|------------------------------------|---|------------|
| APPLICATION OF KENTUCKY INDUSTRIAL | ) |            |
| UTILITY CUSTOMERS, INC. FOR A      | ) |            |
| DECLARATORY ORDER FINDING THAT THE | ) | CASE NO.   |
| COMMISSION HAS JURISDICTION TO     | ) | 2013-00090 |
| REGULATE KENTUCKY POWER'S          | ) |            |
| PARTICIPATION IN THE AEP POWER     | ) |            |
| COORDINATION AGREEMENT             | ) |            |

ORDER

On March 22, 2013, Kentucky Power Company ("Kentucky Power") filed a motion for a 60-day extension of time to file its response to the application of Kentucky Industrial Utility Customers, Inc. ("KIUC") for a declaratory order. Kentucky Power notes that, pursuant to 807 KAR 5:001, Section 18(4), its response is due on or before March 27, 2013. In support of its motion, Kentucky Power states that the subject matter of KIUC's application is a proposed Power Coordination Agreement that is currently pending before the Federal Energy Regulatory Commission ("FERC") and that KIUC and the Attorney General ("AG"), among others, are parties to that proceeding. Kentucky Power further states that the parties to the FERC proceeding have been engaged in negotiations concerning the language to the Power Coordination Agreement. If a satisfactory amended Power Coordination Agreement can be filed at FERC, Kentucky Power advises that KIUC will withdraw its application in this matter without prejudice. In light of these events, Kentucky Power requests that it be given an extension of 60 days in which to file its response in order to provide sufficient time to

conclude the negotiations over the Power Coordination Agreement and for the filing of an amended agreement with FERC. The additional time will also allow Kentucky Power to prepare its response if those negotiations prove unsuccessful. Kentucky Power asserts that the requested extension would conserve the resources of the Commission and the parties to this proceeding should the application be withdrawn. Kentucky Power informs that KIUC and the AG have no objections to the requested extension.

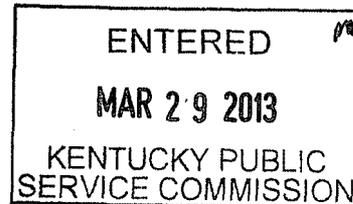
Having reviewed the motion and being otherwise sufficiently advised, the Commission finds that Kentucky Power has established good cause to allow it an extension of time in which to file its response to KIUC's application.

IT IS THEREFORE ORDERED THAT:

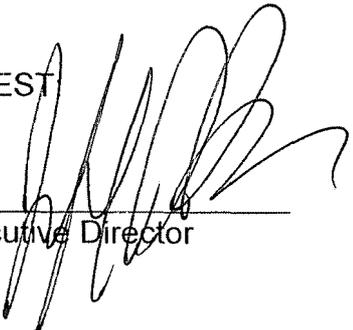
1. Kentucky Power's motion for an extension is granted.
2. Kentucky Power shall file its response to KIUC's application on or before

May 27, 2013.

By the Commission



ATTEST

  
\_\_\_\_\_  
Executive Director

Case No. 2013-00090

Honorable Dennis G Howard II  
Assistant Attorney General  
Office of the Attorney General Utility & Rate  
1024 Capital Center Drive  
Suite 200  
Frankfort, KENTUCKY 40601-8204

Honorable Michael L Kurtz  
Attorney at Law  
Boehm, Kurtz & Lowry  
36 East Seventh Street  
Suite 1510  
Cincinnati, OHIO 45202