

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY POWER ) CASE NO.  
COMPANY FOR A GENERAL ADJUSTMENT ) 2013-00197  
OF ELECTRIC RATES )

ORDER

On August 27, 2013, the Attorney General of the Commonwealth of Kentucky ("Attorney General") filed with the Commission a motion to hold this matter in abeyance until the Commission issues a final decision in Case No. 2012-00578<sup>1</sup> involving Kentucky Power Company's ("Kentucky Power") request to acquire a 50 percent interest of the Mitchell Generating Station from an affiliate, Ohio Power Company, or, in the alternative, for an extension of time in which to file initial requests for information on or before September 4, 2013.

In support of his motion, the Attorney General asserts that the instant case is moot unless the Commission issues a final order approving Kentucky Power's proposal to acquire an ownership interest of the Mitchell Generation Station in Case No. 2012-00578 and the instant matter should, therefore, be held in abeyance in the interest of administrative economy. As to his alternative request, the Attorney General states that

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<sup>1</sup> Case No. 2012-00578, *Application of Kentucky Power Company for: (1) A Certificate of Public Convenience and Necessity Authorizing the Transfer to the Company of an Undivided Fifty Percent Interest in the Mitchell Generating Station and Associated Assets; (2) Approval of the Assumption by Kentucky Power Company of Certain Liabilities in Connection with the Transfer of the Mitchell Generating Station; (3) Declaratory Rulings; (4) Deferral of Costs Incurred in Connection with the Company's Efforts to Meet Federal Clean Air Act and Related Requirements; and (5) For All Other Required Approvals and Relief* (Filed April 10, 2013).

he will not seek duplicative information in his initial information request, Kentucky Power may respond to the information request up to and including September 18, 2013, and the existing procedural schedule would not be otherwise modified.

Kentucky Power submitted a response on August 29, 2013, wherein it asserts that the Attorney General failed to state good cause for holding the case in abeyance in consideration of the statutory deadlines governing the timing of the Commission's ultimate decision in the instant case. It also notes that the Attorney General did not submit his motion until after the initial data requests were required to be filed pursuant to the existing procedural schedule. However, Kentucky Power does not object to the Attorney General's alternative request for an extension of time to file his initial request for information and Kentucky Power's response thereto.

Having considered the motion and being otherwise sufficiently advised, the Commission finds that a decision in the Mitchell transfer case would have a significant impact on the rate increase proposed in this case but would not render this case moot because non-Mitchell-related rate adjustments are being proposed. In the interest of administrative efficiency and economy, the Commission will grant the Attorney General's alternative request for an extension of time to file his initial request for information and will amend the existing procedural schedule to reflect the revised dates as shown in the Appendix.

IT IS HEREBY ORDERED that:

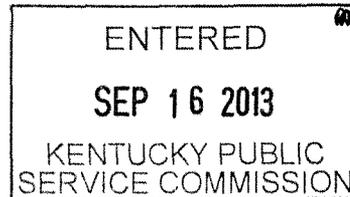
1. The motion of the Attorney General to hold this matter in abeyance is denied.

2. The Attorney General's alternative request for an extension of time is granted to the extent that the Attorney General is allowed leave to file his initial request for information on or before September 4, 2013.<sup>2</sup>

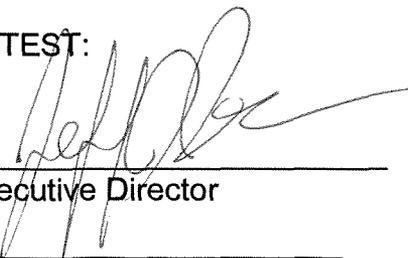
3. The procedural schedule set forth in the Appendix to this Order is substituted for and replaces the procedural schedule set forth in the Appendix to the Commission's Order of July 30, 2013.

4. All other provisions of the Commission's July 30, 2013 Order that do not conflict with this Order shall remain in full force and effect.

By the Commission



ATTEST:

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

<sup>2</sup> Given the timing of this Order, the Commission notes that the Attorney General did, in fact, file his initial data requests to Kentucky Power on September 4, 2013. The Attorney General's filing is accepted and is to be included in the official record of this matter.

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE  
COMMISSION IN CASE NO. 2013-00197 DATED **SEP 16 2013**

Kentucky Power shall file responses to the Attorney  
General's initial requests for information no later than ..... 10/11/13

All supplemental requests for information to  
Kentucky Power shall be filed no later than ..... 10/25/13

Kentucky Power shall file responses to supplemental  
requests for information no later than ..... 11/08/13

Intervenor testimony, if any, in verified prepared  
form, shall be filed no later than ..... 11/25/13

All requests for information to Intervenors shall  
be filed no later than ..... 12/09/13

Intervenors shall file responses to requests for  
information no later than ..... 12/23/13

Kentucky Power shall file, in verified form,  
its rebuttal testimony no later than ..... 01/10/14

Public Hearing to be held at 10:00 a.m., Eastern  
Daylight Time, in Hearing Room 1 of the  
Commission's offices at 211 Sower Boulevard,  
Frankfort, Kentucky, for the purpose of cross-examination  
of witnesses of Kentucky Power and Intervenors ..... To be scheduled

Simultaneous briefs, if any, shall be filed  
no later than ..... To be scheduled

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