COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In The Matter Of:

The Application Of Kentucky Power Company For: (1) A Certificate Of Public Convenience And Necessity Authorizing The Company To Close Big Sandy Plant Coal Ash Impoundment; And (2) For All Other Required Approvals And Relief

Case No. 2015-00152

)

)

)

)

)

KENTUCKY POWER COMPANY'S MOTION TO SUBMIT APPLICATION ON THE RECORD

Kentucky Power Company ("Kentucky Power" or "Company") moves the Public Service Commission of Kentucky to submit this matter for a decision on the existing record in this case. If the Commission grants this motion, the Company waives its right to a hearing.

Alternatively, if the Commission believes a hearing is required to resolve any factual issues, or that a hearing would be in the public interest, the Company requests that the hearing be scheduled at the earliest convenient date for the Commission. Advancing the hearing date, and hence an order on the application, will assist the Company in completing the work to close the ash impoundment at the earliest practicable date. Because no testimony was filed by Kentucky Industrial Utility Customers, Inc., the only intervening party in this case, the remaining steps under the current procedural schedule are moot.

Certificate of Service

A copy of the foregoing was filed using the Public Service Commission of Kentucky's electronic filing service, which will send an e-mail message to:

Michael L. Kurtz Kurt J. Boehm Jody Kyler Cohn Boehm, Kurtz & Lowry 36 East Seventh Street, Suite 1510 Cincinnati, Ohio 45202 <u>mkurtz@bkllawfirm.com</u> <u>kBoehm@bkllawfirm.com</u> jkylercohn@bkllawfirm.com

this the 5th day of November, 2015.

Mark R. Overstreet

Respectfully submitted,

Mark R. Overstreet STITES & HARBISON PLLC 421 West Main Street P. O. Box 634 Frankfort, Kentucky 40602-0634 Telephone: (502) 223-3477

Kenneth J. Gish, Jr. STITES & HARBISON PLLC 250 West Main Street, Suite 2300 Lexington, Kentucky 40507 Telephone: (859) 226-2300

COUNSEL FOR KENTUCKY POWER COMPANY