

**COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION**

In the Matter of:

Electronic Application Of Kentucky Power)	
Company For (1) A General Adjustment Of Its)	
Rates For Electric Service; (2) An Order)	
Approving Its 2017 Environmental Compliance)	
Plan; (3) An Order Approving Its Tariffs And)	Case No. 2017-00179
Riders; (4) An Order Approving Accounting)	
Practices To Establish Regulatory Assets Or)	
Liabilities; And (5) An Order Granting All Other)	
Required Approvals And Relief)	

**KENTUCKY POWER COMPANY'S MOTION
TO AMEND PROCEDURAL SCHEDULE**

Kentucky Power Company moves the Public Service Commission of Kentucky to amend the March 13, 2018 Order establishing a procedural schedule in this case. Kentucky Power requests the procedural schedule be modified as set forth below to include the opportunity for the parties that have sought rehearing to provide sworn testimony in support of their positions. While the parties have outlined their positions in their respective motions for rehearing, sworn testimony will make rehearing more efficient by allowing the parties to present organized record evidence in support of their positions. This additional record evidence is necessary here where the majority of the issues set for rehearing relate to the impact on the Company's income tax expense of the Tax Cuts and Jobs Act – legislation that was enacted after the evidentiary hearing in this case was closed.

Because the current procedural schedule permits the Company to make filings and to introduce evidence only in response to discovery propounded to it, if any, there is no assurance that Kentucky Power will have the opportunity to be heard. Due process at a minimum requires that the Company be provided the opportunity to know and test the evidence upon which the

Commission will make its determination, and if appropriate, the ability to make a contrary presentation.¹ The current procedural schedule denies these rights.²

The Company joins the Commission in its desire to streamline the procedural schedule. But at the end of the day efficiency must take a back seat to fairness.

The proposed procedural schedule provides other benefits. Sworn testimony will make the Commission’s task easier by providing it with organized record evidence in support of the parties’ positions. The filing of testimony at the outset also will prevent the parties from having to speculate as to the specifics of the others’ positions in drafting discovery requests. As a result, the discovery process will be more focused and efficient. The proposed schedule aligns with the Company’s proposed procedural schedule on rehearing in Case No. 2018-00035.

Kentucky Power has confirmed with counsel for KIUC that KIUC does not object to the revised schedule.

Kentucky Power proposes the following revised schedule:

TASK	DATE
Simultaneous testimony filed	04/20/18
Requests for information filed	05/04/18
Responses to requests for information filed	05/18/18
Last day to request hearing or that case be submitted on the record	05/25/18

WHEREFORE, Kentucky Power Company respectfully requests the Commission to enter an Order:

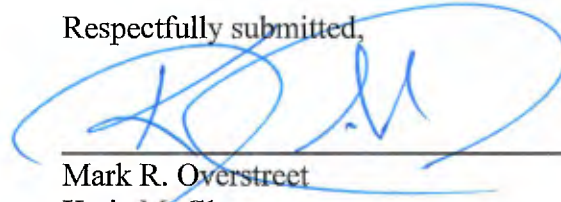
1. Establishing the proposed, revised procedural schedule in this case; and

¹ *Utility Regulatory Comm’n v. Kentucky Water Serv. Co.*, 642 S.W.2d 591, 593 (Ky. App. 1982).

² *Kentucky Power Co. v. Energy Reg. Com’n*, 623 S.W.2d 904, 908 (Ky. 1981) (“Even a public utility has some rights, one of which is the right to a final determination...in accordance with due process.”)

2. Granting Kentucky Power all further relief to which it may be entitled.

Respectfully submitted,



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