

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 AND )  
REGULATORY ASSETS AND LIABILITIES AND (5) AN )  
ORDER GRANTING ALL OTHER REQUIRED APPROVALS )  
AND RELIEF )

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**MOTION FOR LEAVE TO INTERVENE BY  
KENTUCKY COMMERCIAL UTILITY CUSTOMERS, INC.**

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Kentucky Commercial Utility Customers, Inc., (“KCUC”) by counsel, respectfully requests intervention in the above-styled matter. In support of its motion, KCUC states the following:

KCUC is an association of commercial utility customers in Kentucky. It serves to represent the interests of commercial customers on utility-related issues before the Public Service Commission and other regulatory bodies. For the purposes of this case and intervention, the representative members of KCUC are Appalachian Regional Healthcare, Inc., (“ARH”) and BPM Lumber, LLC (“BPM”). KCUC’s corporate address is 333 West Vine Street, Suite 1500, Lexington, KY 40507.

The Commission has interpreted KRS 278.040(2) as requiring a person seeking intervention to have an interest in the rates or service of a utility as those are the only matters that are subject to the Commission's jurisdiction. See Order, Kentucky Power Co., Case No. 2017-

00179 (Ky. PSC June 19, 2017). Because KCUC's representative members, ARH and BPM, are customers of Kentucky Power, KCUC satisfies this requirement. Notably, ARH operates six hospitals in Kentucky Power's service territory and is the largest healthcare provider in eastern Kentucky. Similarly, BPM is the largest producer of Appalachian hardwood in Kentucky. It receives electricity from Kentucky Power at its Whitesburg and Hyden mills, as well as other satellite log yards.

Administrative regulation 807 KAR 5:001, Section 4(11)(b) states:

The commission shall grant a person leave to intervene if the commission finds that he or she has made a timely motion for intervention and that he or she has a special interest in the case that is not otherwise adequately represented or that his or her intervention is likely to present issues or to develop facts that assist the commission in fully considering the matter without unduly complicating or disrupting the proceedings.

KCUC meets both these criteria. KCUC has a special interest in Kentucky Power's rate case that is not otherwise adequately represented. KCUC members have formed an association to specifically consider the impacts of regulatory issues on commercial utility customers. In the same way that Kentucky Industrial Utility Customers, Inc., has a special interest in rate cases impacting industrial customers, KCUC has a special interest in rate cases impacting commercial customers. Moreover, no other party can adequately represent the special interests of KCUC.

KCUC is also likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings. In this particular case, KCUC plans to address issues related to the rate classifications on which commercial customers receive power from Kentucky Power. After an initial review of the application, KCUC expects to develop the record on cost-of-service allocations and relative rates of return for rate classifications. In addition, KCUC will develop facts related to Kentucky

Power's decision to consolidate the Small General Service and Medium General Service customer classifications. It will also review Kentucky Power's demand-related charges. Moreover, KCUC desires to play a constructive role in this matter and isolate issues that are most important to commercial utility customers. KCUC's focus will serve to neither unduly complicate nor disrupt the proceeding.

Attorneys for KCUC listed below possess the facilities to receive electronic transmission of all notices and messages related to this proceeding at the electronic mailing addresses listed below.

Accordingly, because KCUC has a special interest in this case that is not otherwise adequately represented and because it 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. KCUC respectfully requests intervention in this proceeding

Respectfully submitted



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STURGILL, TURNER, BARKER & MOLONEY, PLLC

James W. Gardner

M. Todd Osterloh

333 W. Vine Street, Suite 1500

Lexington, Kentucky 40507

Telephone No.: (859) 255-8581

Facsimile No.: (859) 231-0851

jgardner@sturgillturner.com

tosterloh@sturgillturner.com

*Attorneys for KCUC*