

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

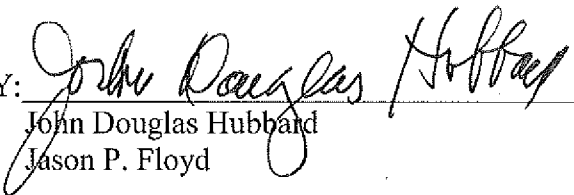
THE APPLICATION OF SOUTH KENTUCKY RURAL)
ELECTRIC COOPERATIVE CORPORATION FOR) Case No. 2018-00050
APPROVAL OF MASTER POWER PURCHASE AND)
SALE AGREEMENT AND TRANSACTIONS THEREUNDER)

REPLY OF SALT RIVER ELECTRIC COOPERATIVE CORPORATION
TO JOINT INTERVENORS' RESPONSE TO SALT RIVER ELECTRIC
COOPERATIVE CORPORATION'S MOTION TO STRIKE PAGE 43, LINE 6
THROUGH PAGE 44 OF THE POST HEARING BRIEF OF
EAST KENTUCKY POWER COOPERATIVE, INC.

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BY: 
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CERTIFICATE OF SERVICE

Pursuant to 807 KAR 5:001 Section 6, the undersigned certifies that consistent with 807 KAR 5:001 Section 4(8)(d)(3), a copy of this document has been electronically served upon the following on this the 7 day of August, 2018:

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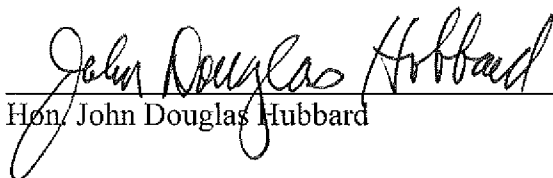
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Hon. John Douglas Hubbard

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We thank the Commission for giving us the opportunity to respond pursuant to the Commission's Order of July 23, 2018.

The Joint Intervenors' basic position as set out in their Response claims that the special meeting of the EKPC Board of Directors was convened to discuss the position that EKPC may take on how to resolve Amendment 3 issues. If that were true it would appear then that East Kentucky Power would have wanted to have all of the parties there, the Directors and the CEOs and local counsel for the distribution coops and trial counsel for the litigation. Thus, we suggest, that statement is not accurate. East Kentucky wanted its Board Members up there with their trial counsel and perhaps even with their general counsel, Mr. Smart, to get them to adopt a resolution that I am sure was prepared by their trial counsel to create evidence implying to the Commission that all of the coops want to give all of their rights under Amendment 3 and their rights under the MOU to EKPC. But in reality there was the Board members of EKPC voting as Directors of EKPC and not as the representatives of the distribution coops.

The Joint Intervenors would have you believe that South Kentucky's representative on the EKPC Board did not participate in the meeting because of conflict of interest presented by its application in the proceeding. We must ask the question, how does South Kentucky have any greater conflict than all coops that were up there opposing South Kentucky or EKPC had in opposing them? Who could have a greater conflict with East Kentucky Power, which again, is the only entity benefiting if they can get rid of the Amendment 3 provision and the MOU.

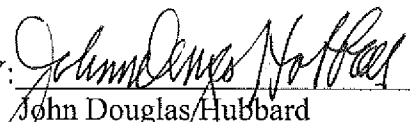
Finally, the Joint Intervenors say that there was nothing wrong with the meeting because all of the people there were the directors of East Kentucky Power and their counsel. What was wrong with the meeting is that it was kept secret from the corporate counsel for the parties and from the trial counsel. I can understand why East Kentucky Power would not want those people involved because it would be hard to believe that counsel for several of these entities would not have let their client sign them.

For those reasons we respectfully disagree with the Joint Intervenors' position.

Respectfully submitted,

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