EAST KENTUCKY POWER COOPERATIVE, INC.

PSC CASE NO. 2018-00217 FUEL ADJUSTMENT CLAUSE SUPPLEMENTAL RESPONSE TO INFORMATION REQUEST

COMMISSION STAFF'S INFORMATION REQUEST DATED 08/10/18
REQUEST 10

RESPONSIBLE PARTY:

Mark Horn

Request 10a. State whether EKPC is currently involved in any litigation with its current or former coal suppliers or transportation vendors.

Response 10a. East Kentucky is currently involved in litigation with one coal supplier.

Supplemental Response 10a. In its original response to Request No. 10a, EKPC indicated that it was involved in bankruptcy litigation with one coal supplier. Since then, the litigation with that coal supplier, Appalachian Fuels, LLC, has concluded, and EKPC has received a pro rata share of all distributions made to the debtor's unsecured creditors. Based on an allowed general unsecured claim in the amount of \$18,000,000.00, EKPC received \$2,136,600.00. This final distribution represents an 11.87% distribution on the allowed unsecured claim in this matter. The distribution from App Fuels Creditors Trust was received by EKPC on September 13, 2018.

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

ELECTRONIC EXAMINATION OF THE)	
APPLICATION OF THE FUEL ADJUSTMENT)	CASE NO.
CLAUSE OF EAST KENTUCKY POWER)	2018-00217
COOPERATIVE, INC FROM NOVEMBER 1, 2017)	
THROUGH APRIL 30, 2018)	

STATE OF KENTUCKY) COUNTY OF CLARK)

Mark Horn, being duly sworn, states that he has supervised the preparation of the supplemental response of East Kentucky Power Cooperative, Inc. to the Public Service Commission Staff Data Requests contained in the Appendix in the above-referenced case dated August 10, 2018, and that the matters and things set forth therein are true and accurate to the best of his knowledge, information and belief, formed after reasonable inquiry.

CERTIFICATE

Subscribed and sworn before me on this State day of October 2018.

Jeannie M. Jones Notary Public, ID No. 892466 State at Large, Kentucky My Commission Expires on Jan, 15, 2022