

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF KENERGY CORP.)
FOR A WAIVER PURSUANT TO KRS 278.2219) Case No. 2020-00215

ATTORNEY GENERAL’S SUPPLEMENTAL DATA REQUESTS

Comes now the intervenor, the Attorney General of the Commonwealth of Kentucky, by and through his Office of Rate Intervention (“Attorney General”), and submits these Data Requests to Kenergy Corp. (hereinafter “Kenergy” or “company”) to be answered by September 16, 2020 and in accord with the following:

- (1) In each case where a request seeks data provided in response to a staff request, reference to the appropriate requested item will be deemed a satisfactory response.
- (2) Identify the witness who will be prepared to answer questions concerning each request.
- (3) Repeat the question to which each response is intended to refer.
- (4) These requests shall be deemed continuing so as to require further and supplemental responses if the companies receive or generate additional information within the scope of these requests between the time of the response and the time of any hearing conducted hereon.
- (5) Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that

the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

(6) If you believe any request appears confusing, please request clarification directly from undersigned Counsel for the Office of Attorney General.

(7) To the extent that the specific document, workpaper or information as requested does not exist, but a similar document, workpaper or information does exist, provide the similar document, workpaper, or information.

(8) To the extent that any request may be answered by way of a computer printout, please identify each variable contained in the printout which would not be self-evident to a person not familiar with the printout.

(9) If the company has objections to any request on the grounds that the requested information is proprietary in nature, or for any other reason, notify the Office of the Attorney General as soon as possible, and in accordance with Commission direction.

(10) As used herein, the words "document" or "documents" are to be construed broadly and shall mean the original of the same (and all non-identical copies or drafts thereof) and if the original is not available, the best copy available. These terms shall include all information recorded in any written, graphic or other tangible form and shall include, without limiting the generality of the foregoing, all reports; memoranda; books or notebooks; written or recorded statements, interviews, affidavits and depositions; all letters or correspondence; telegrams, cables and telex messages; contracts, leases, insurance policies or other agreements; warnings and caution/hazard notices or labels; mechanical and electronic recordings and all information so stored, or transcripts of such recordings; calendars, appointment books, schedules, agendas and diary entries; notes or memoranda

of conversations (telephonic or otherwise), meetings or conferences; legal pleadings and transcripts of legal proceedings; maps, models, charts, diagrams, graphs and other demonstrative materials; financial statements, annual reports, balance sheets and other accounting records; quotations or offers; bulletins, newsletters, pamphlets, brochures and all other similar publications; summaries or compilations of data; deeds, titles, or other instruments of ownership; blueprints and specifications; manuals, guidelines, regulations, procedures, policies and instructional materials of any type; photographs or pictures, film, microfilm and microfiche; videotapes; articles; announcements and notices of any type; surveys, studies, evaluations, tests and all research and development (R&D) materials; newspaper clippings and press releases; time cards, employee schedules or rosters, and other payroll records; cancelled checks, invoices, bills and receipts; and writings of any kind and all other tangible things upon which any handwriting, typing, printing, drawings, representations, graphic matter, magnetic or electrical impulses, or other forms of communication are recorded or produced, including audio and video recordings, computer stored information (whether or not in printout form), computer-readable media or other electronically maintained or transmitted information regardless of the media or format in which they are stored, and all other rough drafts, revised drafts (including all handwritten notes or other marks on the same) and copies of documents as hereinbefore defined by whatever means made.

(11) For any document withheld on the basis of privilege, state the following: date; author; addressee; indicated or blind copies; all persons to whom distributed, shown, or explained; and, the nature and legal basis for the privilege asserted.

(12) In the event any document called for has been destroyed or transferred beyond the

control of the company, please state: the identity of the person by whom it was destroyed or transferred, and the person authorizing the destruction or transfer; the time, place, and method of destruction or transfer; and, the reason(s) for its destruction or transfer. If destroyed or disposed of by operation of a retention policy, state the retention policy.

(13) Provide written responses, together with any and all exhibits pertaining thereto, in one or more bound volumes, separately indexed and tabbed by each response, in compliance with Kentucky Public Service Commission Regulations.

(14) “And” and “or” should be considered to be both conjunctive and disjunctive, unless specifically stated otherwise.

(15) “Each” and “any” should be considered to be both singular and plural, unless specifically stated otherwise.

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Respectfully submitted,

DANIEL J. CAMERON
ATTORNEY GENERAL



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Certificate of Service and Filing

Pursuant to the Commission's Orders dated March 16, 2020 and March 24, 2020 in Case No. 2020-00085, and in accord with all other applicable law, Counsel certifies that, on September 3, 2020, an electronic copy of the forgoing was served by e-mail to the following. A physical copy of the filing will be submitted to the Commission once the State of Emergency has ceased.

J. Christopher Hopgood
chopgood@dkgnlaw.com

this 3rd day of September, 2020



Assistant Attorney General

Data Requests

1. Related to the response to AG DR 1-1(a), specify the amount of the letter of credit. If the exact amount is not known, please provide an estimated range.
2. Related to the response to AG DR 1-2, discuss what factors Kenergy analyzes to determine whether to retire capital credits or alternatively lower electric rates. Further, fully discuss the impact on electric rates if Kenergy utilized the \$3 million at issue to lower rates instead of retiring capital credits.
3. Refer to Kenergy's response to AG DR 1-4(a), in which Kenergy stated that if its personnel is performing work for Kenect then the time would be charged to Kenect.
 - a. Explain whether current Kenergy employees have extra time to perform work for Kenect.
 - b. Explain in detail whether Kenergy will need to hire additional employees to handle the work associated with Kenect.
4. Related to the response to AG DR 1-5(c), provide the amounts (or an estimate of the amounts) of "additional equity investments by Kenergy into the subsidiary" that would be required. Also, fully discuss the impact on electric rates of those investments.
5. Related to the response to AG DR 1-6(a), please provide an estimate of amounts of any grants or subsidies the project intends to seek and a detailed description of the terms associated with those grants or subsidies.
 - a. Provide a discussion of under what circumstances Kenergy and/or Kenect would become in default on those terms and would be required to pay those proceeds back to the grantor.
6. Related to the response to AG DR 1-8, discuss the factors that determine whether Kenergy's equity ratios are excessive and fully discuss the present status of those ratios.
7. Refer to Kenergy's response to AG DR 1-12.
 - a. Provide all options that are available, as well as the evaluation criteria.
 - b. Explain in detail why more than one option could be selected.
8. Related to the response to AG DR 1-20, provide the amount (or an estimate thereof) of RUS loans (and loans from any other source) that will be obtained related to this project.
9. Related to the response to AG DR 1-21, provide the amount (or an estimate thereof) of

liability for Kenergy under the proposals.

10. Related to the response to AG DR 1-22, fully discuss the return on investment and to whom this return will accrue.
11. Reference the response to PSC 1-3 (i), wherein Kenergy states that a fiber infrastructure will provide the Company with a possible medium for conversion from RF-based AMI meters to an option that would not exist but for the fiber infrastructure. Explain whether such an option would require only a change from the current RF-based AMI communications network, or entirely new AMI meters.
12. Explain whether Jackson Purchase RECC and Meade County RECC have expressed any interest in developing similar fiber infrastructure in their own service territories, and if so, whether the three member coops have discussed a potential sharing of resources to produce economies of scale.