

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

**In the Matter of:**

<b>ELECTRONIC APPLICATION OF KENTUCKY</b>	)	
<b>UTILITIES COMPANY FOR AUTHORIZATION</b>	)	
<b>OF CHANGES IN SERVICE TERRITORY</b>	)	<b>CASE NO. 2020-00319</b>
<b>WITH CLARK ENERGY COOPERATIVE, INC.</b>	)	

**APPLICATION**

Kentucky Utilities Company (“KU”), pursuant to KRS 278.018(6), 807 KAR 5:001 Section 14, and 807 KAR 5:001, Section 22, hereby applies for approval of changes in its certified service territory as agreed to with Clark Energy Cooperative, Inc. (“Clark Energy”).

1. KU’s mailing address is Kentucky Utilities Company, Post Office Box 32010, 220 West Main Street, Louisville, Kentucky 40202. KU may be reached by electronic mail at the electronic mail addresses of its counsel set forth below.

2. KU was incorporated in Kentucky on August 17, 1912, and in Virginia on November 26, 1991 (and effective as of December 1, 1991), and is in good standing in both Kentucky and Virginia.

3. KU is a public utility, as defined in KRS 278.010(3)(a), engaged in the electric business. KU generates and purchases electricity, and distributes and sells electricity at retail in the following counties in Central, Northern, Southeastern, and Western Kentucky:

Adair	Edmonson	Jessamine	Ohio
Anderson	Estill	Knox	Oldham
Ballard	Fayette	Larue	Owen
Barren	Fleming	Laurel	Pendleton
Bath	Franklin	Lee	Pulaski
Bell	Fulton	Lincoln	Robertson
Bourbon	Gallatin	Livingston	Rockcastle

Boyle	Garrard	Lyon	Rowan
Bracken	Grant	Madison	Russell
Bullitt	Grayson	Marion	Scott
Caldwell	Green	Mason	Shelby
Campbell	Hardin	McCracken	Spencer
Carlisle	Harlan	McCreary	Taylor
Carroll	Harrison	McLean	Trimble
Casey	Hart	Mercer	Union
Christian	Henderson	Montgomery	Washington
Clark	Henry	Muhlenberg	Webster
Clay	Hickman	Nelson	Whitley
Crittenden	Hopkins	Nicholas	Woodford
Daviess			

4. Pursuant to 807 KAR 5:001 Section 8, on September 24, 2020, KU filed with the Commission notice of its election of the use of electronic filing procedures in this proceeding. Copies of all orders, pleadings and other communications related to this proceeding should be directed to:

Rick E. Lovekamp  
 Manager – Regulatory Strategy/Policy  
 LG&E and KU Services Company  
 220 West Main Street  
 Louisville, Kentucky 40202  
[rick.lovekamp@lge-ku.com](mailto:rick.lovekamp@lge-ku.com)

Allyson K. Sturgeon  
 Managing Senior Counsel – Regulatory and Transactions  
 LG&E and KU Services Company  
 220 West Main Street  
 Louisville, Kentucky 40202  
[allyson.sturgeon@lge-ku.com](mailto:allyson.sturgeon@lge-ku.com)

5. Description of Changes in Service Territory:

As explained in this application and in the attached exhibits, KU and Clark Energy have individually agreed to the requested territorial changes for the two residential subdivisions. The proposed territorial boundary changes serve the purposes of KRS 278.016 by avoiding unnecessary encumbrance of the landscape, by promoting the orderly development of retail electric service and

by minimizing disputes between retail electric providers.

The Ash Park Subdivision, located off Four Mile Road (including Windward Way and The Beacon) in Madison County, Kentucky crosses both KU and Clark Energy service territories. The developer's current phase established property lines for 192 individual lots when the land was subdivided, thus causing ten "split" territories. KU and Clark Energy agree to redraw the certified territorial boundary to match the existing individual property lines and to effectively extend existing company facilities. This agreement eliminates the split territory issue with lot #'s 14-18, 86-90, and 113. As indicated on the site map, KU will serve lot # 86 through lot # 90 and lot #113. Clark Energy will serve lot # 12 through lot # 18.

The Magnolia Pointe Subdivision, located off Ryan Drive (including Copley Pointe Drive and a future named road) in Madison County, Kentucky crosses both KU and Clark Energy service territories. The developer's current phase established property lines for 166 individual lots when the land was subdivided, thus causing nine "split" territories. KU and Clark Energy agree to redraw the certified territorial boundary to match the existing individual property lines and to effectively extend existing company facilities. This agreement eliminates the split territory issue with lot #'s 9, 10, 30, 31, 42, 43, 103, 127, and 160. As indicated on the site map, KU will serve lot #'s 9, 10, 31, 42, 127, and 103. Clark Energy will serve lot #'s 30, 43, and 160.

The territorial maps and other attachments provided constitute the entire agreement between KU and Clark Energy.

6. Agreement and Maps:

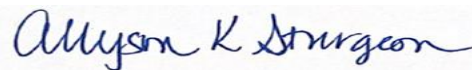
Application Exhibit 1 of this filing includes the summary list identifying KU and Clark Energy personnel familiar with the specifics of the facilities available, the reason for the change (purposes served under KRS 278.016) and agreement signed by both parties for the properties

involved.. Application Exhibit 2 includes the signed territorial (quadrant) map. Application Exhibit 3 includes the signed Ash Park detailed site map. Application Exhibit 4 includes the signed Magnolia Pointe detailed site map.

**WHEREFORE,** KU hereby requests, pursuant to KRS 278.018, that the Commission enter an order approving the updates to the Quadrant Map to reflect the current requested service territory changes and the agreement between KU and Clark Energy.

Dated: October 1, 2020

Respectfully submitted,

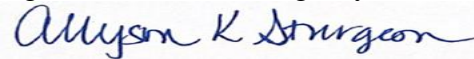


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Allyson K. Sturgeon  
Managing Senior Counsel – Regulatory &  
Transactions  
LG&E and KU Services Company  
220 West Main Street  
Louisville, Kentucky 40202  
502-627-2088  
allyson.sturgeon@lge-ku.com

**CERTIFICATE OF COMPLIANCE**

In accordance with 807 KAR 5:001 Section 8(7), this is to certify that Kentucky Utilities Company's October 1, 2020 electronic filing is a true and accurate copy of the documents being filed in paper medium; that the electronic filing has been transmitted to the Commission on October 1, 2020; that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; and that an original of the filing is will be filed with the Commission within 30 days of the lifting of the state of emergency.



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Allyson K. Sturgeon  
Managing Senior Counsel – Regulatory &  
Transactions  
LG&E and KU Services Company  
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Louisville, Kentucky 40202  
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# APPLICATION EXHIBIT 1

## Summary and Agreement

**TERRITORIAL CHANGE INFORMATION**

(7/2019)

Affected Property: Ash Park & Magnolia Pointe Subdivisions Richmond, KY

Foreign Utility: Clark Energy Cooperative, Inc.

Quadrant Map: 31-F-4

Agreement Date: 09.17.2020 (date of last signature)

- 1.  Utilities signed copy of **quadrant (Key)** map showing revised territorial line with a note referencing the property/customer, and date of the territorial agreement.
- 2.  Utilities signed copy of **site map (Plat)** and/or territorial agreement showing original and revised territorial boundary.

The map must include coordinates accurate to within 3 meters for at least **four** points on the territorial line. It is preferable that these points include the beginning and ending points of the change. We also must provide the coordinate system used: This will be utilizing Global Positioning System (GPS) with the coordinates based upon WGS84.

- 3.  Copies of all written agreements (**1** needed - not original).
- 4. Name of employee who would serve as KU's witness if a hearing is required:  
Michael Woods
- 5. Name and mailing address of the foreign utility, and the name and title of their official who is to receive the Commission stamped quadrant map:

**Clark Energy Cooperative, Inc.**  
**Todd Peyton**  
**Manager of Engineering**  
**2640 Ironworks Road**  
**Winchester, KY 40391**

- 6. The reason(s) for the boundary change (realignment with lot/property lines, closest utility (give details), it is the least cost of providing service to the customer(s), etc.):  
Realignment with lot/property lines

- 7. How does this boundary change promote the purposes of KRS 278.016? (check all that apply)
  - Promotes the orderly development of retail electric service
  - Avoids wasteful duplication of facilities
  - Avoids unnecessary encumbering of the landscape
  - Prevents waste of materials and natural resources
  - Is necessary for the public convenience and necessity
  - Minimizes disputes between retail electric suppliers which may result in inconvenience, diminished efficiency, and higher cost to the consumer

- 8. Will any retail customer change electric supplier as the result of this boundary change?
  - No (Check this if no retail customers were receiving service in affected territory prior to the boundary change.)
  - Yes (If yes, provide the information on Attachment 1 for each customer affected.)



a PPL company



### AGREEMENT

Kentucky Utilities Company (KU) and Clark Energy Cooperative (Clark) hereby agree to two territorial boundary changes. Both changes are located in Madison County, KY and are caused by residential developments that have split lots.

The first change occurs in the Magnolia Point development along Ryan Dr. and relocates the boundary line to match the new property lines. The second change occurs in the Ash Park development along Windward Way and relocates the boundary line to match the new property lines. Both changes eliminate split lots.

Sincerely,

By Jonathon M. Lane  
Jonathon Lane  
Operations Engineer III  
Kentucky Utilities Co.  
(859) 626-3372  
Date 9-14-2020

By Todd Peyton  
Todd Peyton  
Manager of Engineering  
Clark Energy Cooperative  
(859) 901-9236  
Date 9-17-2020

By Michael Woods  
Michael Woods  
Manager, Distribution Ops.  
Kentucky Utilities Co.  
(859) 626-3372  
Date 9-14-20

By Chris Brewer  
Chris Brewer  
President/CEO  
Clark Energy Cooperative  
(859) 901-9207  
Date 9-17-2020



# APPLICATION EXHIBIT 2

## Quadrant Map

The attachment is  
being provided in  
a separate file

# APPLICATION EXHIBIT 3

## Ash Park Site Map

The attachment is  
being provided in  
a separate file

# APPLICATION EXHIBIT 4

## Magnolia Pointe Site Map

The attachment is  
being provided in  
a separate file