

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

In the Matter of:

THE ELECTRONIC APPLICATION OF LICKING VALLEY	)	
RURAL ELECTRIC COOPERATIVE CORPORATION FOR A	)	
GENERAL ADJUSTMENT OF RATES PURSUANT TO	)	CASE NO.
STREAMLINED PROCEDURE PILOT PROGRAM ESTABLISHED	)	2020-00264
IN CASE NO. 2018-00407	)	

---

**MOTION FOR DEVIATION**

---

Comes now Licking Valley Rural Electric Cooperative Corporation (“Licking Valley”), by counsel, pursuant to 807 KAR 5:001 Section 22 and other applicable law, and for its Motion requesting that the Kentucky Public Service Commission (“Commission”) grant a deviation from portions of the regulation addressing notice of a general rate adjustment, 807 KAR 5:001 Section 17(2)(b)3 and Section 17(3), respectfully states as follows:

1. Licking Valley submitted its customer notices to each of the newspapers in its service territory sufficiently in advance to have them published the first time no later than December 18, 2020, the date the Application was filed.

2. After the initial publication of the customer notice in each of the newspapers, Licking Valley realized that the Breathitt Advocate had a smaller circulation area than the Jackson-Breathitt County Times-Voice. Licking Valley promptly submitted the customer notice to the Jackson-Breathitt County Times-Voice which published the notice for the first time on December 30, 2020 which was after the date the Application was filed. Licking Valley continued to run the

customer notice for three consecutive weeks in both the Breathitt Advocate and the Jackson-Breathitt County Times-Voice.

3. Licking Valley filed a partial proof of publication filing on February 1, 2021 which was forty-five days from the date the Application was filed. Licking Valley did not have all of the items necessary from each of the newspapers prior to the February 1, 2021 filing. Licking Valley has now obtained the remaining items for the proof of publication and is filing them contemporaneously with this Motion. Licking Valley is requesting a deviation from the requirement to file the proof of publication notice within forty-five days of the date the Application was filed.

4. As a result of these inadvertent timing issues the referenced regulations were not strictly complied with; however, notice was ultimately published in the correct newspaper for the length of time required by the regulation, and no harm or prejudice to any member of the public resulted.

WHEREFORE, on the basis of the foregoing, Licking Valley respectfully requests that the Commission grant a deviation from 807 KAR 5:001 Section 17(2)(b)3 and Section 17(3).

This 4<sup>th</sup> day of February, 2021.

Respectfully submitted,



---

Mark David Goss  
L. Allyson Honaker  
GOSS SAMFORD, PLLC  
2365 Harrodsburg Road, Suite B-325  
Lexington, KY 40504  
(859) 368-7740  
mdgoss@gosssamfordlaw.com  
allyson@gosssamfordlaw.com

*Counsel for Licking Valley RECC*

**CERTIFICATE OF SERVICE**

In accordance with 807 KAR 5:001, Section 8, this is to certify that the electronically filed documents (including this "Read1st" letter and its enclosures) are true and accurate copies of the same documents being filed in paper medium; that the electronic filing has been transmitted to the Commission on February 4, 2021; that there are currently no parties in this proceeding that the Commission has excused from participation by electronic means; and that the original versions of the documents transmitted electronically will be filed with the Commission in paper medium within thirty days of the state of emergency for COVID-19 being lifted.



---

*Counsel for Licking Valley RECC*