

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF)	
KENTUCKY POWER COMPANY FOR)	
APPROVAL OF A CERTIFICATE OF PUBLIC)	
CONVENIENCE AND NECESSITY FOR)	
ENVIRONMENTAL PROJECT CONSTRUCTION)	Case No. 2021-00004
AT THE MITCHELL GENERATING STATION,)	
AN AMENDED ENVIRONMENTAL COMPLIANCE)	
PLAN, AND REVISED ENVIRONMENTAL)	
SURCHARGE TARIFF SHEETS)	

REHEARING DATA REQUESTS OF THE ATTORNEY GENERAL AND KIUC

The Attorney General of the Commonwealth of Kentucky, through his Office of Rate Intervention (“Attorney General”), and Kentucky Industrial Utility Customers (“KIUC”) submit these Rehearing Data Requests to Kentucky Power Company (hereinafter “Kentucky Power” or the “Company”) to be answered by October 4, 2021 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 company receives or generates 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 and KIUC.

(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 and KIUC 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.

Respectfully submitted,

DANIEL J. CAMERON
ATTORNEY GENERAL



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Certificate of Service and Filing

Pursuant to the Commission's Order dated March 17, 2020 in Case No. 2020-00085, and in accord with all other applicable law, Counsel certifies that, on September 14th, 2021, an electronic copy of the forgoing was served by e-mail to the following.

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this 14th day of September, 2021.

A handwritten signature in blue ink, appearing to read "Matthew E. Miller".

Assistant Attorney General

ELECTRONIC APPLICATION OF KENTUCKY POWER COMPANY FOR APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR ENVIRONMENTAL PROJECT CONSTRUCTION AT THE MITCHELL GENERATING STATION, AN AMENDED ENVIRONMENTAL COMPLIANCE PLAN, AND REVISED ENVIRONMENTAL SURCHARGE TARIFF SHEETS

Rehearing Data Requests

- 3-1. Provide an update regarding the recently reopened Case No. 20-1040-E-CN before the West Virginia Public Service Commission.
 - a. For AEP, Wheeling Power or Appalachian Power to construct facilities for ELG compliance on Kentucky Power's 50% share of Mitchell, is approval from this Commission required? If yes, please explain the process for obtaining that approval.
 - b. For AEP, Wheeling Power or Appalachian Power to construct facilities for ELG compliance on Kentucky Power's 50% share of Mitchell, is the agreement of Kentucky Power required? If yes, what would be the appropriate consideration for Kentucky Power and its ratepayers?
- 3-2. Provide copies of all documents filed in Case No. 20-1040-E-CN before the West Virginia Commission, as well as orders issued by the West Virginia Commission in that matter, after the August 4, 2021 Order.
- 3-3. Provide an update on the status of any potential sale of Kentucky Power by AEP.
- 3-4. Confirm that AEP plans to operate the Mitchell Plant beyond 2028 and potentially through 2040.
- 3-5. Provide copies of all correspondence sent on or after January 1, 2020 between and among AEP, Kentucky Power, and Wheeling Power related to the prospective operation of the Mitchell Plant.
- 3-6. Please explain how the decommissioning costs of Mitchell will be allocated between AEP's shareholders, Wheeling Power, Ohio Power and Kentucky Power. Please provide all contracts, agreements and orders that support your explanation.
 - a. Since Mitchell went into commercial operation, please provide a schedule showing on an annual basis the MWh generation of Mitchell that was dedicated to the various owners of Mitchell (e.g. Kentucky Power, Wheeling Power and Ohio Power).
 - b. Since Mitchell went into commercial operation, please provide the percent of total generation dedicated to Kentucky Power.
 - c. Before agreeing to an ELG resolution with Wheeling Power, does Kentucky Power intend to resolve decommissioning cost allocation?
- 3-7. Confirm that, as a general principle, Kentucky ratepayers should not subsidize plant operations that benefit only out-of-state ratepayers.