

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTONIC APPLICATION OF EAST KENTUCKY)
POWER COOPERATIVE INC. FOR A GENERAL) CASE NO. 2021-00103
ADJUSTMENT OF RATES, APPROVAL OF)
DEPRECIATION STUDY, AMORTIZATION OF)
CERTAIN REGULATORY ASSETS, AND OTHER RELIEF)

MOTION TO EXCUSE WITNESS OR TO TESTIFY VIRTUALLY

AppHarvest Morehead Farm, LLC (“AppHarvest”) respectfully moves the Kentucky Public Service Commission (“Commission”) to allow its witness, Suedeen G. Kelly, to be excused from testifying at the upcoming hearing in the above-captioned proceedings. Alternatively, AppHarvest requests that she be allowed to testify virtually. Conditions in the United States generally and Kentucky specifically are less safe than they were even one week ago as a result of the rapidly spreading Delta variant of Covid-19. This is evidenced in part by the imposition of a mask mandate earlier this week by Governor Beshear for state government and for the District of Columbia last Thursday, which is where Ms. Kelly’s home office is located. Given these new developments, AppHarvest respectfully requests that Ms. Kelly be permitted to testify virtually.

Respectfully submitted,

/s/ James W. Gardner
STURGILL, TURNER, BARKER & MOLONEY, PLLC
James W. Gardner
M. Todd Osterloh
333 W. Vine Street, Suite 1500
Lexington, Kentucky 40507
Telephone No.: (859) 255-8581
Facsimile No.: (859) 231-0851
jgardner@sturgillturner.com
tosterloh@sturgillturner.com
Attorneys for AppHarvest Morehead