

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION AND )  
REQUEST FOR DECISION BY APRIL 5, 2021 )  
OF KENTUCKY POWER COMPANY FOR AN )  
ORDER APPROVING ACCOUNTING PRACTICES )  
TO ESTABLISH A REGULATORY ASSET RELATED ) Case No. 2021-00129  
TO THE EXTRAORDINARY EXPENSES INCURRED )  
BY KENTUCKY POWER COMPANY IN )  
CONNECTION WITH THREE FEBRUARY 2021 )  
MAJOR STORM EVENTS )

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**INITIAL DATA REQUESTS OF THE ATTORNEY GENERAL**

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The Attorney General of the Commonwealth of Kentucky, through his Office of Rate Intervention (“Attorney General”) submits these Data Requests to Kentucky Power Company (hereinafter “Kentucky Power” or the “Company”) to be answered by March 31, 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.

(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 March 26, 2021, 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.

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this 26th day of March 2021.



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Assistant Attorney General

**ELECTRONIC APPLICATION AND REQUEST FOR DECISION BY APRIL 5, 2021 OF KENTUCKY POWER COMPANY FOR AN ORDER APPROVING ACCOUNTING PRACTICES TO ESTABLISH A REGULATORY ASSET RELATED TO THE EXTRAORDINARY EXPENSES INCURRED BY KENTUCKY POWER COMPANY IN CONNECTION WITH THREE FEBRUARY 2021 MAJOR STORM EVENTS**

**First Set of Data Requests**

1. Please provide all work papers, in electronic spreadsheet format with formulas intact, where available, supporting each of the figures, tables, and exhibits accompanying the Companies' filing and supporting testimony to the extent those have not already been provided.
2. Discuss whether Kentucky Power has investigated the availability of funds to cover the costs of the storm under the American Rescue Plan Act of 2021. If so, discuss (1) whether funds are available, (2) the process Kentucky Power must pursue to obtain those funds, (3) how those funds will be allocated if the request for regulatory asset treatment is granted, (4) whether Kentucky Power intends to pursue those funds, and, (5) if not, why not.
3. Discuss whether Kentucky Power is eligible to receive funding as referenced in the article found at <https://spectrumnews1.com/ky/lexington/news/2021/03/20/beshear-requests-major-disaster-declaration-from-biden-february-ice-storm>. If so, discuss (1) whether funds are available, (2) the process Kentucky Power must pursue to obtain those funds, (3) how those funds will be allocated if the request for regulatory asset treatment is granted, (4) whether Kentucky Power intends to pursue those funds, and, (5) if not, why not.
4. Discuss whether Kentucky Power has investigated the availability of funds to cover the costs of the storm under Programs administered by FEMA or any other state or federal agency beyond those referenced in the article above. If so, discuss (1) whether funds are available, (2) the process Kentucky Power must pursue to obtain those funds, (3) how those funds will be allocated if the request for regulatory asset treatment is granted, (4) whether Kentucky Power intends to pursue those funds, and, (5) if not, why not.
5. Confirm that the request for regulatory asset treatment of the storm costs at issue does not guarantee that the costs will be recovered by the company from ratepayers and that the Commission and stakeholders will have an opportunity to review the costs in a future proceeding to determine whether recovery is appropriate.
6. Precisely identify the starting date(s) and ending date(s) for when the extraordinary events occurred for which you are seeking establishment of the regulatory asset.
7. Describe the efforts taken to limit expenses during the response to the emergency that was created by the three major storm events.
8. Describe the decision making process undertaken by the company in response to the three major storm events, identify those persons in the company who participated and were

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responsible for the decisions made and what their respective role and responsibilities entailed.

9. Did Kentucky Power have an emergency plan document in place regarding storm weather emergency response procedures prior to the three major storms? If so, please provide a copy of the emergency plan document. If not, explain why not.
10. What is the current total of known and measurable costs related to the storm events at issue as of the date of the response to this request?
11. When does Kentucky Power anticipate knowing the total amount of costs related to the storm events at issue?
12. Does Kentucky Power have any insurance policy or policies that will make payments related to the storm impacts? If so, provide a copy of the policy documents and identify the amount expected to be paid. If not, discuss why coverage is not appropriate.
13. Does Kentucky Power expect to encounter lost revenues from the storm events? If so, calculate or estimate the amount of lost revenue.
14. When does Kentucky Power expect to file its next base rate case?
15. Does Kentucky Power maintain mutual assistance agreements with other utilities? Were those triggered in the storm events at issue? Provide copies of those agreement(s).