

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

In the Matter of:

Electronic Application Of Kentucky Power Company)	
For A Certificate of Public Convenience And)	
Necessity To Construct A 138 kV Transmission Line)	
And Associated Facilities Floyd And Knott Counties,)	Case No. 2021-00346
Kentucky (Garrett Area Improvements 138 kV)	
Transmission Project))	

Instructions

These are written questions (also called data requests) from Kentucky Power Company to Volney Brent Allen (“Mr. Allen”) regarding the grounds given for Mr. Allen’s intervention in this case and his opposition to Kentucky Power Company’s application for a certificate of public convenience and necessity to construct the Garrett transmission project.

The regulations (“rules”) of the Public Service Commission require that the responses be answered in writing by Mr. Allen or any person answering on his behalf. The answers also must be provided by Mr. Allen, or the person responding on his behalf, under oath before a notary public or other public official authorized to administer oaths. The written responses also should include all documents requested in the written questions.

The Public Service Commission’s November 17, 2021 procedural order requires that the written answers and requested documents must be filed with the Commission and served on (sent to) Kentucky Power no later than January 21, 2022. Because it is unclear whether Mr. Allen uses the Commission’s electronic filing system to file documents with the Commission, Kentucky Power is delivering these instructions and questions to Mr. Allen by United States Postal Service Priority Mail Express.

Kentucky Power Company requests that Mr. Allen's written responses under oath include, and be preceded by, the written question to which the response (including any document) pertains. Space is provided for each question and subpart for Mr. Allen to do so. If Mr. Allen lacks the facilities to copy the written questions, Kentucky Power requests that he indicate by typing, writing, or otherwise clearly marking on the written response (including any documents) the written request (including subpart) to which the response relates. For example, the response to written request 1(a) below should be marked 1(a).

If Mr. Allen does not file the answers using the Commission's electronic filing system, Kentucky Power Company requests that the written responses, including all requested documents, be e-mailed or faxed to Kentucky Power Company's counsel no later than the date they are filed with the Commission. The e-mail addresses of Kentucky Power's counsel are: moverstreet@stites.com and kglass@stites.com. The facsimile number for Kentucky Power's counsel is (502) 779-8349.

If Mr. Allen is unable to file the answers using the Commission's electronic filing system, and is unable to transmit the answers to counsel for Kentucky Power by e-mail or facsimile, Kentucky Power is including in the mailing to Mr. Allen a prepaid, self-addressed Priority Mail Express shipping label for returning the answers, including documents, to counsel for Kentucky Power Company.

Data Requests (Questions To Be Answered By Mr. Allen In Writing And Under Oath)

1. Attached to these data requests is a copy of Page 1 of 5 of Exhibit 3A to Kentucky Power Company's application in this case. Page 1 of 5 of Exhibit 3A illustrates the location of the proposed centerline, right-of-way, and filing corridor in the vicinity of the two parcels you own. The two parcels you own that are crossed by the proposed centerline are marked as Parcel 005 and Parcel 006 on Page 1 of 5 of Exhibit 3A.

Please refer to your November 16, 2021 "Request for Intervention. On the attached Page 1 of 5 of Exhibit 3A please mark to the best of your ability the following features you describe in your November 16 "Request for Intervention:"

(a) the location on your property of the "Daniel Boone Rock." Please use the initials "DB" to label the location of the "Daniel Boone Rock;"

(b) the location on your property of the Diversified Gas Co. eight inch natural gas transmission line. Please indicate the entire length of the line on your property and use the initials "DGC" to label the line; and

(c) the location on your property of the two ponds described in your November 16, 2021 filing. Please use the initial "P" to label each pond.

2. Please refer to your claim that Kentucky Power routed the transmission line “entirely out of the way, to take in 2 millionaire properties, for their Political contributions ... (I will be making KY. Open Requests, to your office) for this information, to share with ‘Media Outlets.’”

(a) Please identify the owner or owners of the “2 millionaire properties” referred to in your November 16, 2021 request for intervention.

(b) Using the attached copy of Exhibit 3A, please provide the parcel numbers for the “2 millionaire properties” as shown on Exhibit 3A.

(c) Please explain in detail how you or your property is injured or harmed by Kentucky Power routing the proposed transmission line “entirely out of the way, to take in 2 millionaire properties” as you claim.

(d) Please provide the following information regarding the claimed “Political contributions”

(i) the recipient or recipients of the claimed contributions. Also, for each recipient please provide the date or dates of the claimed contributions and the amount or amounts of each contribution;

(ii) all evidence, including any and all documents, regarding the identity of the persons or corporations or other business entity making the claimed "Political contributions" referred to in your "Request for Intervention." For each person or corporation or other business entity please provide the date or dates of the claimed contributions and the amount or amounts of each contribution; and

(iii) all evidence, including any and all documents, you have that the proposed transmission line was re-routed because of the claimed "Political contributions."

(e) Please provide an explanation and all evidence, including any and all documents, you have of how you or your property is harmed by the claimed routing of the proposed transmission line "entirely out of the way, to take in 2 millionaire properties."

3. Please refer to the claim in your November 16, 2021 Request for Intervention that Indiana bats are living on your property. Please provide the following in connection with your claim regarding Indiana bats:

(a) All evidence, including any and all documents or photographs, you have that Indiana bats are living on your property;

(b) Please mark to the best of your ability on Page 1 of 5 of Exhibit 3A attached to these questions the location of each location on your property you have evidence of Indiana bats living.

4. Please refer to your claim in your November 16, 2021 Request for Intervention regarding the “Daniel Boone Rock.” Please provide the following:

(a) the documents, records, or other evidence from the Kentucky Historical Society referred to in your request that the “Daniel Boone Rock” is authentic and was inscribed by Daniel Boone;

(b) the documents, records, or other evidence from the Morehead State Archives referred to in your request that the “Daniel Boone Rock” is authentic and was inscribed by Daniel Boone;

(c) the documents, records, or other evidence from the Floyd County Times Archives referred to in your request that the “Daniel Boone Rock” is authentic and was inscribed by Daniel Boone.

(d) any and all other evidence, including any documents, that supports your claim that the “Daniel Boone Rock” is authentic and was inscribed by Daniel Boone.

5. Please provide any photographs, publicly recorded right-of-way or easement documents, or other evidence you have of the existence on your property of the Diversified Gas Co.'s eight inch natural gas transmission line you describe.

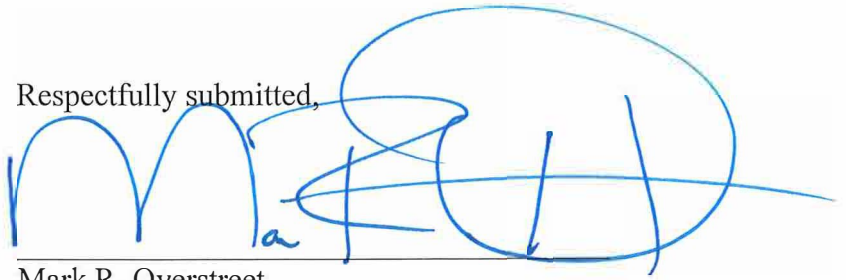
6. Please refer to your January 4, 2022 “Response to Previous Ruling” and the two photographs attached to the response.

(a) Please provide the location, including any address, of the structure pictured in the two photographs attached to your January 4, 2022 “Response to Previous Ruling” you claim is the Hays Branch 138 kV Substation.

(b) Please provide all evidence, including any documents, you have that the Hays Branch 138 kV Substation site, as opposed to any access roads, *is not* subject to flooding.

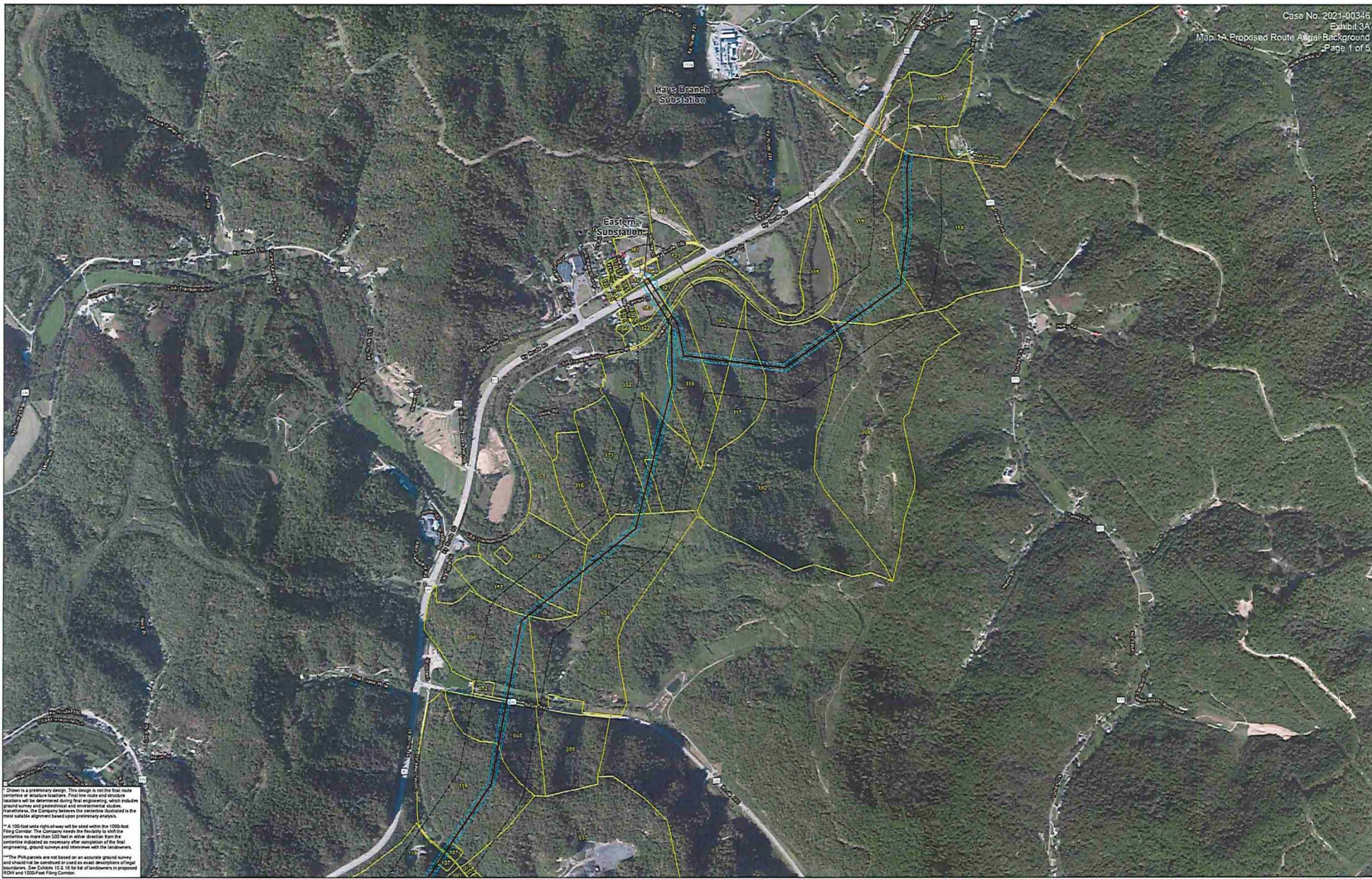
(c) Please provide all evidence, including any documents, of any analysis performed by you or on your behalf, demonstrating, notwithstanding the size of the footprint of the substation, its proximity to the Right Fork Beaver Creek and related flooding, adjacent site topography, and customer outage constraints, that the purchase and expansion of the Hays Branch 138 kV Substation is a cost-effective alternative to the Company’s proposal to construct the proposed Eastern 138 kV Substation.

Respectfully submitted,



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COUNSEL FOR KENTUCKY POWER
COMPANY



* Shown is a preliminary design. This design is not the final route location or structure locations. Final line route and structure locations will be determined during final engineering, which includes ground surveys and geotechnical and environmental studies. Furthermore, the Company believes the route is illustrated in the most suitable alignment based upon preliminary analysis.

** A 100-foot wide right-of-way will be used within the 1000-foot Filing Corridor. The Company seeks the flexibility to shift the corridor no more than 200 feet in either direction from the corridor indicated as necessary after completion of the final engineering, ground surveys and interviews with the landowners.

*** The PVA parcels are not based on an accurate ground survey and should not be construed or used as exact dimensions or legal boundaries. See Exhibits 15.6, 16 for list of landowners in proposed ROW and 1000-foot Filing Corridor.



Garrett Area Transmission Line Project

Proposed Route: Aerial Background

Legend	
Existing Substation	Proposed Route*
Proposed Substation	Proposed 100-foot ROW**
1000-foot Filing Corridor**	Existing Transmission Line
The Property Value Administrator (PVA) Parcels and Landowner Reference No.***	

