

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

In the Matter of:

**THE ELECTRONIC APPLICATION OF)
KENERGY CORP. FOR A CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY)
FOR THE CONSTRUCTION OF A HIGH-SPEED) Case No. 2021-00365
FIBER NETWORK AND FOR APPROVAL OF THE)
LEASING OF THE NETWORK'S EXCESS CAPACITY)
TO AN AFFILIATE TO BE ENGAGED IN THE)
PROVISION OF BROADBAND SERVICE TO)
UNSERVED AND UNDERSERVED HOUSEHOLDS)
AND BUSINESSES OF THE COMMONWEALTH)**

**KENERGY CORP'S AND KENECT, INC'S DATA REQUESTS
TO THE KENTUCKY BROADBAND & CABLE ASSOCIATION**

KENTUCKY BROADBAND & CABLE ASSOCIATION ("KBCA")

pursuant to 807 KAR 5:001, is to file with the Commission an electronic version of the following information. The information requested is due on or before March 4, 2022, pursuant to the Commission's July 22, 2021, order in Case No. 2020-00085 regarding filings with the Commission. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked.

Each response shall include the question to which the response is made and shall include the name of the witness responsible for responding to the questions related to the information provided. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association or a governmental agency, be accompanied by a signed certification of the preparer or the

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.

KBCA shall make timely amendment to any prior response if KBCA obtains information that indicates the response was incorrect when made or, though correct when made, is now incorrect in any material respect. For any request to which KBCA fails or refuses to furnish all or part of the requested information, KBCA shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

Careful attention shall be given to copied material to ensure that it is legible. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of that information in responding to this request. When applicable, the requested information shall be separately provided for total company operations and jurisdictional operations. When filing a paper containing personal information, KBCA shall, in accordance with 807 KAR 5:00-1, Section 4(10), encrypt or redact the paper so that personal information cannot be read.

As used herein, "broadband" is defined by KRS 278.5464(2)(a).

1. Please identify each member of KBCA.
2. Please identify when each member of KBCA began providing internet service in the Commonwealth of Kentucky.

3. Please identify each member of KBCA that provides internet service in Kenergy's certified electric territory.

4. Please explain, in detail, why KBCA's members have failed to serve those individuals in Kenergy's certified electric territory classified as "unserved" or "underserved" by the FCC and KRS 278.5464.

5. Please identify what entity claims proprietary ownership of the maps KBCA intends to produce in this proceeding.

6. Please identify when the proprietary maps were created.

7. Please identify what entity created the proprietary maps.

8. Please identify the sources of information used to create the proprietary maps.

9. Please describe whether any non-confidential or publicly available information was used to create the proprietary maps.

10. Have a copy of the proprietary maps been made available to all members of KBCA?

11. Were the maps available to KBCA members prior to the bidding procedures for funds from the Rural Digital Opportunity Fund (RDOF)?

12. Did any member of KBCA place a bid to receive RDOF funds after the proprietary maps were provided to them?

13. Did any member of KBCA place a bid to receive monies from Kentucky's Broadband Deployment Fund after the proprietary maps were provided to them?

14. While in possession of the proprietary maps, did any member of KBCA place a bid to receive RDOF funds in an area in which the proprietary maps allegedly show that the census block is not “unserved” or “underserved.”

15. While in possession of the proprietary maps, did any member of KBCA place a bid to receive funds from Kentucky’s Broadband Deployment Fund in an area in which the proprietary maps allegedly show that the census block is not “unserved” or “underserved.”

16. Does KBCA plan to make the proprietary maps publicly available to either the Federal Communications Commission or the Kentucky Infrastructure Authority to ensure that federal or state grant funds are used to deploy internet to those Kentucky citizens the maps allegedly show do not have access to broadband service?

17. State whether the “Service Areas” on the maps filed under confidentiality by the KBCA are areas where “broadband” is currently available?

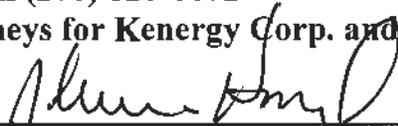
18. State the number of “broadband” customers KBCA members serve in Daviess County, Kentucky, outside the City of limits of Owensboro, Kentucky.

19. State the number of “broadband” customers KBCA members serve in Henderson County, Kentucky, outside the City of limits of Henderson, Kentucky.

20. Has any member of KBCA, including but not limited to Charter Communications, ever received a request for broadband service in Kenergy territory that the KBCA member has declined to provide? If the answer is yes, please provide the name of the KBCA

member receiving the request, the date and nature of the request for service and provide all communications regarding such requests.

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By 

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing was served by electronic filing to the Kentucky Public Service Commission, 211 Sower Blvd., Frankfort, KY 40602 with a copy served electronically to the Kentucky Attorney General, Office of Rate Intervention, 700 Capital Avenue, Suite 20, Frankfort, KY 40601-8204, and James W. Gardner and M. Todd Osterloh, Sturgill, Turner, Barker & Maloney, PLLC, 333 W. Vine St., Suite 1500, Lexington, KY 40507, on this 14th day of February, 2022.



J. Christopher Hopgood