

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

In the Matter of:

ELECTRONIC INVESTIGATION OF THE	)	
SERVICE, RATES AND FACILITIES OF	)	Case No. 2021-00370
KENTUCKY POWER COMPANY	)	

**Kentucky Power Company’s Reply in Support of Motion to Strike the  
Direct and Rebuttal Testimony of Lane Kollen**

The Attorney General and Kentucky Industrial Utility Customers, Inc.’s (collectively, “AG-KIUC”) response to Kentucky Power Company’s (“Kentucky Power” or “Company”) Motion to Strike the Direct and Rebuttal Testimony of Lane Kollen (“Motion to Strike”) does not substantively address the arguments advanced in the Motion to Strike. Kentucky Power moved to strike the Direct and Rebuttal Testimony of Lane Kollen (collectively, “Kollen Testimony”) on the bases that it is outside the stated scope of this proceeding, and is largely unreasoned, unsupported, and provides no evidentiary value. AG-KIUC fail entirely to address the Company’s arguments that the Kollen Testimony is unreasoned and lacks any evidentiary support. Further, nothing in AG-KIUC’s response substantively rebuts Kentucky Power’s arguments that the Kollen Testimony is not relevant to the sufficiency of the Company’s generation capacity to meet customers’ requirements, which is the basis for the Commission’s examination in this specific proceeding.

In addition, AG-KIUC purport to argue that by submitting rebuttal testimony responding to the Kollen Testimony, Kentucky Power gives credibility or weight to the Kollen Testimony, thus contradicting the arguments made in the Motion to Strike. This is not the case. As stated in the Rebuttal Testimony of Cynthia G. Wiseman, the Company addressed Mr. Kollen’s arguments, however unreasoned and unsupported they may be, solely in the interest of fully responding to

those arguments while the Commission considers Kentucky Power's Motion to Strike.<sup>1</sup> Kentucky Power's choice to factually rebut the Kollen Testimony out of an abundance of caution cannot and should not be construed against the Company or the merits of the Motion to Strike. This argument should be disregarded entirely.

In sum, AG-KIUC's response fails to substantively address any of the Company's specific arguments in the Motion to Strike and instead continues the attempt to shoe-horn into this proceeding topics or issues that are irrelevant to the scope of this proceeding. For these reasons, and the reasons stated in the Motion to Strike, the Commission should strike the Kollen Testimony in its entirety.

WHEREFORE, Kentucky Power Company respectfully requests that the Commission enter an Order:

1. Striking the Direct Testimony and Exhibits of Lane Kollen filed on December 22, 2023 in its entirety;
2. Striking the Rebuttal Testimony and Exhibits of Lane Kollen filed on February 21, 2024 in its entirety; and
3. Granting such further relief to which the Company may be entitled.

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<sup>1</sup> See Wiseman Rebuttal Test. at R5.

Respectfully submitted,



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