

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF SOUTH KENTUCKY RURAL)
ELECTRIC COOPERATIVE CORPORATION FOR A GENERAL) CASE NO.
ADJUSTMENT OF RATES, APPROVAL OF DEPRECIATION) 2021-00407
STUDY, AND OTHER GENERAL RELIEF)

MOTION FOR DEVIATION

Comes now South Kentucky Rural Electric Cooperative Corporation (“South Kentucky RECC”), by counsel, pursuant to 807 KAR 5:001 Section 22 and other applicable law, and for its Motion requesting that the Kentucky Public Service Commission (“Commission”) grant a deviation from a portion of the regulation addressing notice of hearing, 807 KAR 5:001 Section 9(2)(b)2, respectfully states as follows:

1. South Kentucky RECC submitted its notice of hearing to twelve newspapers which are the newspapers of general circulation in South Kentucky RECC’s service territory. Specifically, South Kentucky RECC provided the notice of hearing to *Adair County Community Voice, The Adair Progress, The Casey County News, Clinton County News, Cumberland County News, The Sentinel Echo, Interior Journal, McCreary County Voice, Commonwealth Journal, Mt. Vernon Signal, Russell County Times Journal and The Wayne Weekly Newspaper.*

2. South Kentucky RECC requested the hearing notice to appear in each of these newspapers on April 27th or April 28th depending on the day the newspaper was published.

3. Ten of the twelve newspapers ran the hearing notice as requested by South Kentucky RECC. Please see the affidavits and tear sheets that are being filed with the Notice of Proof of Hearing Notice contemporaneously with this Motion.

4. However, two of the twelve newspapers, failed to publish the hearing notice as requested by South Kentucky RECC. *Adair County Community Voice* provided an email to South Kentucky RECC, which is attached to this Motion as Exhibit 1, that stated the provided hearing notice was lost in the production department and was never published. *Russell County Times Journal* printed a blank box where the hearing notice should have been printed and has provided an email saying it was inadvertently left out of the of the newspaper. The email is attached to this Motion as Exhibit 2.

5. South Kentucky RECC did not learn of these errors until proof of publication was requested from the newspapers by which time it was impossible to request another publication prior to the May 10, 2022 hearing because they are weekly newspapers. In the case of *Adair County Community Voice*, notice of the hearing was properly published in another Adair County newspaper, *The Adair Progress*, providing sufficient notice to the citizens of Adair County. Therefore, South Kentucky RECC is requesting a deviation from the regulation for the failure of these two newspapers to publish the hearing notice as requested and provided by South Kentucky RECC.

WHEREFORE, on the basis of the foregoing, South Kentucky RECC respectfully requests that the Commission grant a deviation from 807 KAR 5:001 Section 9(2)(b)2.

This 9th day of May, 2022.

Respectfully submitted,

Mark David Goss

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Counsel for South Kentucky RECC

CERTIFICATE OF SERVICE

This is to certify that the foregoing copy of South Kentucky RECC’s Motion for Deviation is being electronically transmitted to the Commission on May 9, 2022; that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; and pursuant to the Commission’s Order in Case No. 2020-00085, no paper copies of this filing will be made.

Mark David Goss

Counsel for South Kentucky RECC

From: [Joy Bullock](#)
To: [Joy Turpin](#)
Subject: Fwd: Notice of Public Hearing April 28, 2022
Date: Friday, May 6, 2022 10:32:13 AM

From Adair Community Voice

Sent from my iPhone

Begin forwarded message:

From: JaCinda Warner <voicemarketing@farmlandpub.com>
Date: May 6, 2022 at 10:27:11 AM EDT
To: Joy Bullock <joyb@skrecc.com>
Subject: Notice of Public Hearing April 28, 2022

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Good morning Joy,

Just following up our call earlier. Thank you for your patience as we figured this out. When we went to find your billing account so the affidavit could be created, we found that the email you sent in to the sales department got lost in the production department and was never published. We apologize for our mistake and any inconveniences we may have caused you.

I hope you have a great weekend!

JaCinda Warner
Sales and Marketing Representative
Community Voice
Columbia, Kentucky, 42728
voicemarketing@farmlandpub.com
Office Cell: 270-634-4164

EXHIBIT 1

From: [Joy Bullock](#)
To: [Joy Turpin](#)
Subject: Fwd: SKRECC Notice of Hearing Advertisement
Date: Friday, May 6, 2022 3:26:21 PM

Sent from my iPhone

Begin forwarded message:

From: Michelle Rowe <michelle.rowe@jpinews.com>
Date: May 6, 2022 at 2:27:56 PM EDT
To: Joy Bullock <joyb@skrecc.com>
Cc: Anissa Meredith <anissameredith@jpinews.com>
Subject: SKRECC Notice of Hearing Advertisement

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Good Afternoon,

We would like to apologize that we inadvertently left an ad out of the newspaper. It was for South Kentucky RECC Notice of Hearing advertisement. This did not run in the Russell County Times-Journal, only the Cumberland County News edition for the week of April 27th.

We value your business and will definitely work towards not making this mistake in the future. Please specify what newspapers or county that the ad should run in when emailed to prevent any issues from arising. If you would like to email the local office and the corporate office as well at print@jpinews.com on future advertisements, they will double check it has been scheduled and placed in the newspaper.

Please let us know if we can be of any assistance.

Again we apologize for the miscommunication.

Have a great day!

Michelle Rowe
Director of Operations, Jobe Publishing Inc
office 270.786.2676 | sckentucky.com
Eight newspapers and one full service print shop.
Jobe Publishing has your advertising and printing needs covered.