

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

In The Matter Of:

AN ELECTRONIC EXAMINATION OF THE APPLICATION
OF THE FUEL ADJUSTMENT CLAUSE OF KENTUCKY
POWER COMPANY FROM MAY 1, 2021 THROUGH
OCTOBER 31, 2021.

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Case No 2022-00036

**MOTION FOR LEAVE TO INTERVENE OUT-OF-TIME
BY KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.**

Pursuant to 807 KAR 5:001, Section 4(11) and 5, and the Kentucky Public Service Commission’s (“Commission”) March 31, 2022 Order in this proceeding (“Order”), Kentucky Industrial Utility Customers, Inc. (“KIUC”) respectfully moves for permission to intervene out-of-time.

In its Order, the Commission established an intervention deadline of April 22, 2022, but found that parties may intervene out-of-time *“upon a showing a good cause.”*¹ Good cause exists to grant KIUC’s intervention in this proceeding. Given the significant increase in fuel costs experienced in recent months, which has resulted in Kentucky Power Company’s (“Kentucky Power” or “Company”) April 26, 2022 filing to temporarily reduce its Fuel Adjustment Clause (“FAC”) rates,² it is important that stakeholders be permitted to closely examine the Company’s FAC approach.

KIUC’s intervention will not result in undue prejudice or delay. KIUC filed a Motion to Intervene explaining how it satisfied the requirements of 807 KAR 5:001, Section 4 on April 26, 2022, just four days after the intervention deadline. And KIUC will accept and abide by the Commission’s June 1, 2022 deadline for requests for a hearing or a decision on the record. KIUC will also assist in the development of the record upon which the Commission can base its ultimate decision in this proceeding.

¹ Order at 3.

² Case No. 2022-00125.

WHEREFORE, KIUC requests that it be granted full intervenor status in the above-captioned proceeding.

Respectfully submitted,

/s/ Michael L. Kurtz

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April 28, 2022