

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the matter of:)	
)	
THE ELECTRONIC APPLICATION OF)	
COLUMBIA GAS OF KENTUCKY, INC. FOR)	Case No. 2022-00049
APPROVAL OF THE GREEN PATH RIDER PILOT)	
PROGRAM)	
)	

COLUMBIA GAS OF KENTUCKY, INC.'S
MOTION FOR DEVIATION

Comes now Columbia Gas of Kentucky, Inc. (“Columbia” or “Company”), by counsel, respectfully requests that the Kentucky Public Service Commission (“Commission”) grant a partial deviation from its February 10, 2023 Order to provide two additional days to comply with the deadline established in that Order.

1. On January 30, 2023, Columbia requested a declaratory order or deviation from the customer notice requirement contained in 807 KAR 5:011 Section 8 as applied to the application filed in the above-captioned case. On February 10, 2023, the Commission denied Columbia’s request, but permitted Columbia to provide customer notice within thirty days (“the Order”).

2. Columbia submitted its customer notices to the Kentucky Press Association, who distributed the customer notice to each of the newspapers in Columbia’s service territory sufficiently in advance to have them published no later than

March 12, 2023, the thirtieth day following the Order. Further, Columbia mailed customer notice to customers residing in ten counties of its service territory.

3. Each of the newspapers published the customer notice before March 12, 2023, with one exception. Columbia was informed that, through no fault of Columbia, *The Greenup Beacon* failed to publish customer notice as requested and will not be able to publish until March 14, 2023.

4. Columbia respectfully requests a limited deviation from the Order's requirement that Columbia provide notice to its customers "30 days from the service date of this Order" for this one publication. Specifically, Columbia requests two additional days, until Tuesday March 14, 2023, to provide newspaper notice to its customers residing within the general circulation of *The Greenup Beacon*.

5. Customer notice for this segment of Columbia's service territory will only be delayed by two days. Because of this, no harm or prejudice will result from the failure to publish customer notice in this single publication within the thirty-day requirement. Further, as identified in the Order, Columbia has posted notice of the application at its office and on its website.

6. Finally, while Columbia sent customer notice by mail on March 3, 2023, the affidavit attesting to this fact signed by the employee who effectuated the mailing, contained an error. Because of this error, Columbia requests that the Commission permit

Columbia to file its proof of notice via mail when this employee becomes available to sign a corrected affidavit.

WHEREFORE, on the basis of the foregoing, Columbia respectfully prays the Commission grant the requested deviation for the good cause outlined herein.

This 13th day of March 2023.

Respectfully submitted,

/s/ John R. Ryan _____

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CERTIFICATE OF SERVICE

This is to certify that the foregoing electronic filing is a true and accurate copy of the document being filed in paper medium; that the electronic filing was transmitted to the Commission on March 13, 2023; that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; and that a copy of the filing in paper medium will be filed with the Commission within thirty days of the current state of emergency for COVID-19 being lifted.

/s/ John R. Ryan _____
Counsel for Columbia Gas of Kentucky, Inc.