

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

In the Matter of:

Electronic Tariff Filing Of Kentucky Power Company)
For Approval Of A Special Contract With Ebon) Case No. 2022-00387
International, LLC)

Kentucky Power Company’s Notice of Filing of Special Contract Addendum

Kentucky Power Company hereby gives notice of the filing of the Addendum to Contract for Firm Electric Service Between Kentucky Power Company and Ebon International, LLC, dated July 23, 2023, and effective August 23, 2022 (“Addendum”). Generally, the Addendum has the effect of incorporating into the Special Contract a certain provision of the Company’s Tariff E.D.R. allowing for clawback of EDR credits paid to Ebon if Ebon wishes to discontinue service under the Special Contract. In addition, the Addendum has the effect of establishing a *minimum* number of permanent full-time jobs that the Ebon Facility will maintain throughout the term of the Special Contract. The Addendum is attached to this notice of filing.

To the extent such a request is necessary, Kentucky Power respectfully requests that the Commission approve the terms of the Addendum for the same reasons supporting the Company’s request to approve the Special Contract herein.

Respectfully submitted,



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COMPANY

**ADDENDUM TO
CONTRACT FOR
FIRM ELECTRIC SERVICE
BETWEEN KENTUCKY POWER COMPANY
AND EBON INTERNATIONAL, LLC**

This Addendum to the Contract for Firm Electric Service (“Contract”) is entered into by and between Kentucky Power Company, a Kentucky corporation (the “Company”), and Ebon International, LLC, a Delaware limited liability company (the “Customer”), dated August 23, 2022, and shall be effective on the date this Addendum is last signed (“Addendum”).

RECITAL

During the Company’s pursuit of approval of this Contract pursuant to Article 8, the Company and Customer have determined that additional contract terms that align with their original intent would be useful to establish more clear parity with certain provisions of the Company’s Tariff E.D.R and gain Commission approval.

NOW, THEREFORE, in consideration of the promises and the mutual covenants herein contained, and subject to the terms and conditions herein contained, the Company and the Customer agree as set forth below.

ADDITIONAL TERMS TO CONTRACT

The following additional sections shall be added to Article 7 (Service Conditions) of the Contract and integrated therein:

“7.10 The Customer will create and maintain at least 25 new permanent full-time jobs at the service location during Phase 1 of the Contract term and at least 50 new permanent full-time jobs at the service location during Phase 2 of the Contract term.”

“7.11 The Customer may discontinue service under this Contract only by reimbursing the Company for any and all Capacity Discounts and Incremental Discounts received by Customer under this Contract when billed at the applicable rates.”

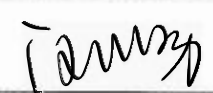
The Company and Customer agree that all other provisions of the Contract remain in full force and effect.

IN WITNESS WHEREOF, the Parties hereto have caused this Addendum to Contract to be duly executed the day and year last written below.

KENTUCKY POWER COMPANY

EBON INTERNATIONAL, LLC

By 

By 

Brian K. West

Hongwong Wang

Title VP, REGULATORY & FINANCE

Title Director

Date 7/21/23

Date 07/23/2023

1