

**COMMONWEALTH OF KENTUCKY**

**BEFORE THE PUBLIC SERVICE COMMISSION**

**IN THE MATTER OF:**

**AN ELECTRONIC EXAMINATION OF THE )  
APPLICATION OF THE FUEL ADJUSTMENT )  
CLAUSE OF EAST KENTUCKY POWER ) CASE NO. 2023-00009  
COOPERATIVE, INC. FROM NOVEMBER 1, 2020 )  
THROUGH OCTOBER 31, 2022 )**

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**MOTION FOR EXTENSION OF TIME**

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Comes now East Kentucky Power Cooperative, Inc. (“EKPC”), by and through counsel, and respectfully requests the Kentucky Public Service Commission (“Commission”) to grant an extension of time to file its revised tariff in the above-styled case. In support of this motion, EKPC respectfully state as follows:

On May 6, 2024, (“May 6<sup>th</sup> Order”) the Commission entered an Order in this proceeding approving the charges and credits applied by EKPC through the Fuel Adjustment Clause (“FAC”) for the period from November 1, 2020 through October 31, 2022. The Commission’s May 6<sup>th</sup> Order also ordered EKPC’s base fuel cost to be changed to \$0.03749 beginning with the expense month of June 1, 2024.

In addition to the Commission’s May 6<sup>th</sup> Order in EKPC’s FAC case, the Commission also entered an Order in EKPC’s sixteen owner-members’ FAC case.<sup>1</sup> After reviewing the Commission’s Order in the owner-member’s FAC case, it was determined that the amounts calculated by the owner-members in the responses to data requests in that proceeding, were not

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<sup>1</sup> *In the Matter of: Electronic Examination of the Application of the Fuel Adjustment Clause of the East Kentucky Power Cooperative, Inc. Cooperatives From November 1, 2020 Through October 31, 2022*, Case No. 2023-00014, Order (Ky. P.S.C. May 6, 2024).

used as the amounts ordered by the Commission to place into effect for service rendered on or after June 1, 2024. As a result of that discrepancy, the owner-members have filed a Motion for Rehearing/Clarification in their FAC case. The owner-members have also filed for an extension to file their updated FAC tariffs.

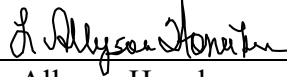
EKPC should not implement its approved base fuel rate until such time as the owner-members' rates are corrected and/or clarified. If EKPC implemented its approved rate while its owner-members are waiting for clarity on their rates, it would result in the owner-members severely under-recovering their fuel costs and could result in great financial harm to the owner-members. Delaying EKPC's implementation of an increased base fuel rate would not have significant impact on EKPC's financial health, as the FAC would true up costs not recovered in base fuel rates. The benefit of increasing the base fuel rate is observed through reduced lag in FAC recovery by EKPC and its owner-members.

WHEREFORE, on the basis of the foregoing, EKPC requests the following:

1. The Commission grant an extension of time for EKPC to file its updated FAC tariff until twenty days after the Commission issues a decision on the owner-members' Motion for Rehearing and/or Clarification;
2. That rates become effective for the 1<sup>st</sup> day of and expense month following the Commissions decision on the owner-members' Motion for Rehearing and/or Clarification; and,
3. All other relief to which it may be entitled.

Dated this 28<sup>th</sup> day of May, 2024.

Respectfully submitted,



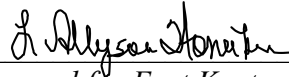
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**CERTIFICATE OF SERVICE**

This is to certify that foregoing was submitted electronically to the Commission on May 28, 2024 and that there are no parties that have been excused from electronic filing. Pursuant to prior Commission orders, no paper copies of this filing will be submitted.



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*Counsel for East Kentucky Power Cooperative, Inc.*