

**COMMONWEALTH OF KENTUCKY**

**BEFORE THE KENTUCKY PUBLIC SERVICE COMMISSION**

IN THE MATTER OF:

ELECTRONIC TARIFF FILING OF EAST	)	
KENTUCKY POWER COOPERATIVE, INC.’s	)	CASE NO.
DISTRIBUTION COOPERATIVES TO ESTABLISH	)	2023-00135
AN EARNING MECHANISM TARIFF	)	

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**MOTION TO SUBMIT**

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Comes now East Kentucky Power Cooperative, Inc.’s Distribution Cooperatives (“Distribution Cooperatives”), by and through counsel, pursuant to the June 1, 2023 Order (“June 1<sup>st</sup> Order”) of the Kentucky Public Service Commission (“Commission”) other applicable law, and for their Motion to Submit this case for an adjudication based upon the existing administrative record and without a formal evidentiary hearing, respectfully state as follows:

The Commission’s June 1<sup>st</sup> Order established a rehearing procedural schedule. Commission Staff issued its first data requests on June 6, 2023 and the Distribution Cooperatives responded to those requests on June 23, 2023. The June 1<sup>st</sup> Order also provided for a second set of data requests, which Commission Staff issued on July 5, 2023. The Distribution Cooperatives filed their responses to Commission Staff’s second set of data requests on July 14, 2023. There are no intervenors in this proceeding. The June 1<sup>st</sup> Order allows the Distribution Cooperatives to request or waive a hearing on or before July 17, 2023. The Distribution Cooperatives believe that the issues presented in this case are straightforward and have been adequately addressed through the written discovery. The interests of administrative economy favor avoiding a formal hearing when it would be unlikely to result in the development of any additional facts. Moreover, the

Distribution Cooperatives are unaware of any contested issues for which clarification might be necessary or advisable. Accordingly, the Distribution Cooperatives do not believe that a formal evidentiary hearing is necessary in this case and move to submit the case for an adjudication based upon the existing administrative record without a formal evidentiary hearing.

WHEREFORE, on the basis of the foregoing, the Distribution Cooperatives respectfully move to submit this case for an adjudication based upon the existing administrative record and without a formal evidentiary hearing.

This 17<sup>th</sup> day of July 2023.

Respectfully submitted,



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**CERTIFICATE OF SERVICE**

This is to certify that the foregoing electronic filing was transmitted to the Commission on July 17, 2023 and that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding. Pursuant to the Commission's July 22, 2021 Order in Case No. 2020-00085 no paper copies of this filing will be filed.



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*Counsel for East Kentucky Power Cooperative,  
Inc.'s Distribution Cooperatives*