

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

In the Matter of:

Electronic Application Of Kentucky Power Company	)	
For A Certificate of Public Convenience And	)	
Necessity Authorizing The Applicant To Apply For	)	Case No. 2023-00386
And Obtain A Franchise From The City Of Coal Run	)	
In Pike County, Kentucky	)	

**Motion To Withdraw Application**

Kentucky Power Company respectfully moves the Public Service Commission of Kentucky for leave to withdraw its application in this matter and for entry of an Order dismissing this proceeding without prejudice. The Company experienced unforeseeable delays in securing the necessary documentation to support its application, including a copy the advertisement, which limited the amount of time for the Commission to review this application prior to the City of Coal Run’s meeting to accept bids for the franchise.

The city offering the franchise is responsible for advertising the meeting to accept franchise bids in a newspaper of general circulation in the county. The Commission’s regulations allow a finite period of time within which the advertisement may be published (within 7 to 21 days prior to the meeting). The City of Coal Run scheduled its meeting to accept bids for the franchise on December 14, 2024. The City of Coal Run placed the advertisement in a newspaper of general circulation in Pike County, Kentucky on Friday, December 1, 2023. The Company was not able to secure a copy of the advertisement to file with its application until Wednesday, December 6, 2023. The Company then filed its application as soon as was practicable, on December 7, 2023. The Company reasonably understands from Commission Staff that the Company has not allowed sufficient time for the Commission to review the application and issue

an order prior to the requested date of December 12, 2023, or prior to the currently-scheduled meeting date of December 14, 2023.

The Company will request that the City of Coal run reschedule its meeting to accept bids for the city's franchise for another month that will allow the Company to submit its application with sufficient time for the Commission to perform its review and issue an order. The Company plans to refile its application in January 2024, or as soon thereafter as the City of Coal Run can reschedule the meeting to accept bids on the franchise.

WHEREFORE, Kentucky Power respectfully requests that the Commission issue an order granting Kentucky Power leave to withdraw its application in this matter and dismissing this proceeding without prejudice.

Respectfully submitted,



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