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June 16, 2025

Via Electronic Filing System

Linda C. Bridwell
Executive Director
Kentucky Public Service Commission
211 Sower Blvd.
Frankfort, KY 40602

RE: *In the Matter of Electronic Investigation of Pole Attachments, Case No. 2023-00416*

Dear Executive Director Bridwell:

Attached please find Kentucky Electric Cooperatives' (the "Cooperatives")¹ quarterly pole attachment update filed pursuant to the Kentucky Public Service Commission's (the "Commission") May 27, 2025 order in the above-referenced case. The Cooperatives collaborated with Charter Communications in preparing much of the updated data.

Exhibit 1 provides an update of the Cooperatives' pole attachment data as of May 30, 2025 (the "Report").² The Report does not include requests to overlash given that they are subject to a different review process than other attachments under 807 KAR 5:015 and have not been part of the "backlog" in this proceeding.

¹ The following electric cooperatives are jurisdictional utilities that were made party to this case by Order: Big Rivers Electric Corporation; Big Sandy RECC; Blue Grass Energy Cooperative Corporation; Clark Energy Cooperative, Inc.; Cumberland Valley Electric, Inc.; East Kentucky Power Cooperative, Inc.; Farmers RECC; Fleming-Mason Energy Cooperative; Grayson RECC; Inter-County Energy Cooperative Corporation; Jackson Energy Cooperative Corporation; Jackson Purchase Energy Corporation; Kenegy Corporation; Licking Valley RECC; Meade County RECC; Nolin RECC; Owen Electric Cooperative; Salt River Electric Cooperative Corporation; Shelby Energy Cooperative, Inc.; South Kentucky RECC; and Taylor County RECC. Although this filing speaks on behalf of the group's common interests, each cooperative reserves the right to also address issues on an individual basis throughout this proceeding.

² Exhibit 1 includes data from Blue Grass Energy Cooperative Corporation, Clark Energy Cooperative, Inc., Fleming-Mason Energy Cooperative, Inter-County Energy Cooperative Corporation, Owen Electric Cooperative, Salt River Electric Cooperative Corporation, Shelby Energy Cooperative, Inc., South Kentucky RECC, and Taylor County RECC – the Cooperatives that have been reporting on the "backlog" with Charter. The remaining Cooperatives, specifically, Big Rivers Electric Corporation, Big Sandy RECC, Cumberland Valley Electric, Inc., East Kentucky Power Cooperative, Inc., Farmers RECC, Grayson RECC, Jackson Energy Cooperative Corporation, Jackson Purchase Energy Corporation, Kenegy Corporation, Licking Valley RECC, Meade County RECC, and Nolin RECC do not have a pole attachment "backlog" with Charter.

The Report reflects that:

- There are 13,599 poles currently in the survey stage. Notably, 83.6% of these survey jobs were submitted since the beginning of March, accounting for 13.35% of total permits.
- The Cooperatives have approved permits to attach to 51,543 poles. However, only 3,720 poles have been attached and passed post-inspection.
- There are 23,912 poles that are currently ready for attachment, 11,502 of which have been awaiting attachment for over 180 days.
- The Cooperatives are working diligently to complete the surveys for the 1070 poles listed in “survey overdue” status. The 1070 poles represent two percent (2.0%) of the pole attachment requests submitted by Charter to the Cooperatives.³
- The “make-ready overdue” poles for Clark Energy are the result of significant reconductoring required to accommodate Charter’s attachments. This is beyond the type of make-ready contemplated by the pole attachment regulation and requires additional engineering which has delayed make-ready construction.
- The 32 “make-ready overdue” poles for Inter-County Energy are related to two sections of poles that were cleared for attachment. Subsequently, issues were identified with the attachments and they were moved back to “make-ready” status causing them to appear to be overdue.
- The high number of cancelled permit applications for Owen Electric are the result of Charter converting submitted pole attachment applications to overlash requests.

As is evidenced by the Report, despite the increasing number of pole attachment requests since March of this year, the Cooperatives are continuing to process pole attachment requests within the timeframes established under 807 KAR 5:015.

³ The Alden One software used by most of the Cooperatives to process pole attachment requests shows more than 329 poles in the “survey overdue” category. However, the “survey overdue” status in Alden One is based on the Commission’s timeline requirements for standard orders. The system does not account for: (i) regulatory provisions that extend timelines for larger orders; (ii) requests submitted within 30 days of each other that may therefore be treated as a single application; or (iii) the 90-day advance notice required for larger orders. Making the adjustments for these regulatory requirements, the actual number of poles in “survey overdue” status is 329.

Executive Director Bridwell

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Sincerely yours,

DINSMORE & SHOHL LLP

/s/ Edward T. Depp

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Attachment

Certification

I hereby certify that a copy of this filing has been served electronically on all parties of record through the use of the Commission's electronic filing system, and there are currently no parties that the Commission has excused from participation by electronic means. Pursuant to the Commission's July 22, 2021 Order in Case No. 2020-00085, a paper copy of this filing has not been transmitted to the Commission.

/s/ Edward T. Depp

Counsel to Kentucky Electric Cooperatives