

Kentucky Power Company  
KPSC Case No. 2024-00305  
Attorney General's First Set of Data Requests  
Dated October 21, 2024

**DATA REQUEST**

**AG 1\_1** Identify any potential customers which caused the Company to undertake the revision to Tariff I.G.S. If no potential customer is able to be identified, discuss the general circumstances the Company forecasts which necessitate the revision.

**RESPONSE**

There is not a specific potential customer that caused the Company to undertake the revision to Tariff I.G.S. However, the Company has been contacted by potential new customers with load requirements that would be significantly larger than our current largest customer. In order to serve these potential loads, the Company would likely be required to make significant transmission and generation investments to serve those new loads.

Witness: Tanner S. Wolfram

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**DATA REQUEST**

**AG 1\_2** Provide all computation and analysis performed by the Company relating to whether existing customers will be held harmless by the operation of the Tariff I.G.S. as proposed.

**RESPONSE**

The Company objects to this request on the grounds that the term "hold harmless" is vague and ambiguous. The Company further objects to this request to the extent it calls for legal analysis or a legal conclusion, which are not the appropriate subject of discovery. Without waiving these objections the Company states as follows:

See the Company's response to KPSC 1-3.

Witness: Tanner S. Wolfram

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**DATA REQUEST**

**AG 1\_3** Provide support for determining that large loads should be defined as loads of 150 MW or greater as opposed to some other value.

**RESPONSE**

Please see the Company's response to KPSC 1-1.

Witness: Tanner S. Wolfram

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**DATA REQUEST**

**AG 1\_4** Discuss any available support for requiring contracts for an initial period of 20 years.

**RESPONSE**

Please see the Company's response KPSC 1-3.

Witness: Tanner S. Wolfram

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**DATA REQUEST**

**AG 1\_5** Identify which forms of collateral will be acceptable to the Company.

**RESPONSE**

The Company would accept letters of credit, cash, and, depending on public debt rating and liquidity, a parent guarantee.

Witness: Tanner S. Wolfram

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**DATA REQUEST**

**AG 1\_6** Discuss whether requests to reduce contract capacity and any related mutual agreement of the Company thereto will be subjected to Commission review.

**RESPONSE**

Any such reductions would be permitted under the proposed new provisions of Tariff I.G.S., if the proposed terms are approved in this proceeding. Therefore no additional Commission approval would be required. Please also see the Company's response to KPSC 1-2.

Witness: Tanner S. Wolfram

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**DATA REQUEST**

**AG 1\_7** Provide all analysis performed which demonstrates that existing customers will be held harmless by allowing customers who discontinue service to exit the contract by paying a one-time payment equal to five years of minimum billing.

**RESPONSE**

The Company objects to this request on the grounds that the term "hold harmless" is vague and ambiguous. The Company further objects to this request to the extent it calls for legal analysis or a legal conclusion, which are not the appropriate subject of discovery. Without waiving these objections the Company states as follows:

Please see the response and attachment to KPSC 1-3.

Witness: Tanner S. Wolfram

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**DATA REQUEST**

**AG 1\_8** Confirm that the proposed tariff revisions do not modify the rates charged of I.G.S. customers.

**RESPONSE**

Confirmed.

Witness: Tanner S. Wolfram



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**DATA REQUEST**

**AG 1\_9** Provide support for the determination that collateral should be 24 times the customers' previous maximum monthly non-fuel bill.

**RESPONSE**

See the Company's response to KPSC 1-3(d).

Witness: Tanner S. Wolfram

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**DATA REQUEST**

**AG 1\_10** Identify the potential consequences if the Commission does not approve the proposed tariff.

**RESPONSE**

Without the proposed revisions to Tariff I.G.S. there would be significant exposure to the Company's existing customers. Specifically, if these large-load customers (greater than 150MW) apply to take service at the applicable rates and provisions in the current Tariff I.G.S., and because of the Company's obligation to serve all electric-consuming facilities in its certified territory, the Company would have to invest significant capital to serve those customers. Specifically, the Company would be required to add or expand transmission facilities and secure additional generation resources to serve those customers. Without the addition of the proposed provisions to Tariff I.G.S., after the Company made the necessary investments to serve such a customer, if that customer had to close its operation or decided to reduce its contract capacity, the costs of the aforementioned investments would instead be recovered from the Company's remaining customer base which, holding all else equal, would increase costs for remaining customers. With the proposed provisions, in that same situation, the impacts of the large-load customer closing its operations or reducing its capacity requirement would be substantially reduced.

Witness: Tanner S. Wolfram

