

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

**In the Matter of:**

<b>AN ELECTRONIC EXAMINATION OF THE</b>	)	
<b>APPLICATION OF THE FUEL ADJUSTMENT</b>	)	
<b>CLAUSE OF EAST KENTUCKY POWER</b>	)	<b>CASE NO.</b>
<b>COOPERATIVE, INC. FROM NOVEMBER 1,</b>	)	<b>2025-00074</b>
<b>2023 THROUGH APRIL 30, 2024</b>	)	

**RESPONSES TO STAFF’S FIRST INFORMATION REQUEST**  
**TO EAST KENTUCKY POWER COOPERATIVE, INC.**

**DATED MAY 28, 2025**

Kathy McIntosh  
Notary Public

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

**In the Matter of:**

<b>AN ELECTRONIC EXAMINATION OF THE</b>	)	
<b>APPLICATION OF THE FUEL ADJUSTMENT</b>	)	<b>CASE NO.</b>
<b>COOPERATIVE, INC. FROM NOVEMBER 1,</b>	)	<b>2025-00074</b>
<b>2023 THROUGH APRIL 30, 2024</b>	)	

**CERTIFICATE**

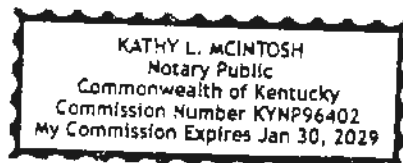
**STATE OF KENTUCKY    )**  
**)**  
**COUNTY OF CLARK     )**

Michelle K. Carpenter, being duly sworn, states that she has supervised the preparation of the responses of East Kentucky Power Cooperative, Inc. to the Commission Staff's First Request for Information in the above-referenced case dated May 28, 2025, and that the matters and things set forth therein are true and accurate to the best of her knowledge, information and belief, formed after reasonable inquiry.

*Michelle K. Carpenter*

\_\_\_\_\_  
Michelle K. Carpenter

Subscribed and sworn before me on this 17<sup>th</sup> day of July, 2025.



*Kathy L. McIntosh*  
\_\_\_\_\_  
Notary Public



**COMMONWEALTH OF KENTUCKY**  
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**CERTIFICATE**

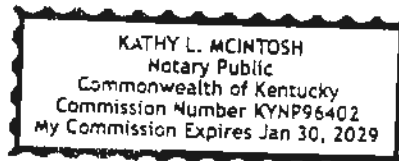
**STATE OF KENTUCKY    )**  
**)**  
**COUNTY OF CLARK     )**

Mark Horn, being duly sworn, states that he has supervised the preparation of the responses of East Kentucky Power Cooperative, Inc. to the Commission Staff's First Request for Information in the above-referenced case dated May 28, 2025, and that the matters and things set forth therein are true and accurate to the best of his knowledge, information and belief, formed after reasonable inquiry.

*Mark Horn*

\_\_\_\_\_  
Mark Horn

Subscribed and sworn before me on this 17<sup>th</sup> day of July, 2025.



*Kathy L. McIntosh*  
\_\_\_\_\_  
Notary Public

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

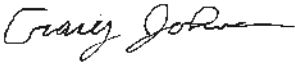
**In the Matter of:**

<b>AN ELECTRONIC EXAMINATION OF THE</b>	)	
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<b>COOPERATIVE, INC. FROM NOVEMBER 1,</b>	)	<b>CASE NO.</b>
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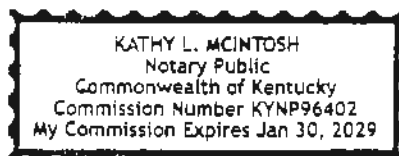
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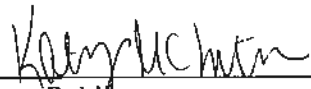
**STATE OF KENTUCKY    )**  
**)**  
**COUNTY OF CLARK     )**

Craig Johnson, being duly sworn, states that he has supervised the preparation of the responses of East Kentucky Power Cooperative, Inc. to the Commission Staff's First Request for Information in the above-referenced case dated May 28, 2025, and that the matters and things set forth therein are true and accurate to the best of his knowledge, information and belief, formed after reasonable inquiry.

  
\_\_\_\_\_  
Craig Johnson

Subscribed and sworn before me on this 17<sup>th</sup> day of July, 2025.



  
\_\_\_\_\_  
Notary Public

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 1**

**RESPONSIBLE PARTY: Mark Horn**

**Request 1.** For the period under review, provide the amount of coal purchased in tons and the percentage of purchases that were spot versus contract.

**Response 1.** Please see attachment *Staff DRI-Response 1.pdf*.

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 2**

**RESPONSIBLE PARTY: Mark Horn**

**Request 2.** For the period under review, list each coal purchase made under a long-term contract (one year or greater). For each purchase, list:

- a. Contract or purchase order number;
- b. Supplier's name;
- c. Location(s) of production facilities from which the coal is sourced;
- d. The method of delivery (i.e., barge, truck, rail, other);
- e. The actual quantity received; and
- f. Price paid per ton.

**Response 2.** Please see attachment *Staff DRI-Response 2.pdf*.



**EAST KENTUCKY POWER COOPERATIVE, INC.**  
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**REQUEST 3**

**RESPONSIBLE PARTY: Mark Horn**

**Request 3.** As of the last day of the review period:

- a. State the coal inventory level in tons and in number of days' supply. Provide this information by generating station and in the aggregate.
- b. Describe the criteria used to determine number of days' supply.
- c. State the target coal inventory level for each generating station and for the total system.
- d. If actual coal inventory exceeds the target inventory by ten days' supply, state the reasons for the excess inventory.
- e. State whether any significant changes in the current coal inventory targets are expected within the next 12 months. If so, state the expected change and the reasons for this change.

**Response 3.**

- a. EKPC's aggregate coal inventory level as of April 30, 2024, was 1,223,717.98 tons – 62 days' supply at max burn. By generating station, the levels are as follows:

	<u>Tons</u>	<u>Days</u>
Cooper	173,486.12	48
Spurlock	1,050,231.86	65

b. Number of days' supply is determined by actual tons in inventory divided by the total maximum daily usage for EKPC's generating units. The same methodology applies to each generation station and in the system aggregate.

c. The Cooper Power Station inventory was within its target range of 25-60 days' supply. The Spurlock Power Station was above its target range of 25-60 days' supply by 5 days. EKPC's aggregate coal inventory as of April 30, 2024, was above its target range of 25-60 days' supply by 2 days.

d. EKPC's coal inventory did not exceed its target inventory by ten days as of the last day of the review period. Nevertheless, the primary reason for the robust coal inventory was a reduction in coal burn. A combination of lower gas prices and mild weather led to the actual coal burn falling significantly short of the projected coal burn used when the coal was procured. Market conditions are subject to change over time and may result in deviations in the projected burn. As defined in EKPC's Board Policy No. 405 (Hedging Policy), such deviations are not a compliance violation. Spurlock Power Station's inventory was back within the target range in July 2024.

e. EKPC does not expect significant changes in its current coal inventory target within the next 12 months. With the return of market volatility and a shallow coal market, the upper limit of Spurlock Power Station's range was temporarily increased to 60 days in September 2023, and then permanently increased to 60 days at max burn in February 2025. The physical coal inventories are expected to remain within the target ranges by generation station and in the system aggregate.

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 4**

**RESPONSIBLE PARTY: Mark Horn**

**Request 4.** List each written coal supply solicitation issued during the period under review.

a. For each solicitation, provide the date of the solicitation; the type of solicitation (contract or spot); the quantities solicited; a general description of the quality of coal solicited; the period over which deliveries were requested; and the generating unit(s) for which the coal was intended.

b. For each solicitation, state the number of vendors to whom the solicitation was sent, the number of vendors who responded, and the selected vendor. Provide the bid tabulation sheet or corresponding document that ranked the proposals. (This document should identify all vendors who made offers.) State the reasons for each selection. For each lowest-cost bid not selected, explain why the bid was not selected.

**Response 4.** a and b. See confidential attachments *Confidential Staff DRI-Response 4a.pdf* filed under seal pursuant to a motion for confidential treatment, and *Staff DRI-Response 4b.pdf*.

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 5**

**RESPONSIBLE PARTY: Mark Horn**

**Request 5.** List each oral coal supply solicitation issued during the period under review.

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a. For each solicitation, state why the solicitation was not written; the date(s) of the solicitation; the quantities solicited; a general description of the quality of coal solicited; the period over which deliveries were requested; and the generating unit(s) for which the coal was intended.

b. For each solicitation, identify all vendors solicited and the vendor selected. Provide the tabulation sheet or other document that ranks the proposals. (This document should identify all vendors who made offers.) State the reasons for each selection. For each lowest-cost bid not selected, explain why the bid was not selected.

**Response 5.** a and b. No oral coal supply solicitations were issued during the period under review.

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 6**

**RESPONSIBLE PARTY: Mark Horn**

**Request 6.** For the period under review, list each vendor from whom natural gas was purchased for generation and the quantities and the nature of each purchase (i.e., spot or contract).

**Response 6.** Please refer to the table below.

<b><u>Vendor</u></b>	<b><u>Quantity (MMBtu)</u></b>	<b><u>Type of Purchase</u></b>
Conoco Phillips	115,000	Spot
Eco-Energy	250,694	Spot
NextEra Energy	141,836	Spot
NJR Energy	307,000	Spot
NRG Business Marketing	48,623	Spot
Sequent Energy	93,103	Spot
Tenaska Mktg.	2,732,899	Spot
United Energy	1,060,562	Spot
TGP*	37,904	Spot

Please note that NAESB contracts with the above vendors have been filed with the Commission. For the period under review in total (six-month period ending April 30, 2024), EKPC's gas purchases were 100% spot.

\* TGP is one of the pipeline transportations companies for Smith Power Station. The quantity shown is monthly balancing on the pipeline.

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 7**

**RESPONSIBLE PARTY: Mark Horn**

**Request 7.** For the period under review, state whether there were any instances in which a natural gas generating unit could not be operated when it otherwise would have run due to pipeline constraints or natural gas being unavailable.

**Response 7.** No. During the period under review, there were no instances in which a natural gas unit could not be operated due to pipeline constraints or natural gas being unavailable.

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 8**

**RESPONSIBLE PARTY: Mark Horn**

**Request 8.** State whether there have been any changes to hedging activities for coal or natural gas purchases used for generation since the previous Fuel Adjustment Clause (FAC) review proceeding. If so, describe the changes in detail.

**Response 8.** For natural gas, EKPC executed a total of one (1) spot and one (1) forward physical natural gas hedge during this time period. Due to experience with past winter storms and extreme temperatures, these physical spot and forward natural gas supply agreements were put into place to ensure gas availability and mitigate price volatility for our Owner-Members. The spot physical hedges were secured on January 10, 2024, for January 13, 2024 through January 16, 2024, for a 4-day increment. In January of 2024, the spot hedge consisted of 41,000 Dthm/day for a period of four (4) consecutive days for a total of 164,000 Dthm for Smith Power Station. The forward physical hedge was secured in March of 2023, for a nine (9) month period that included the months of June 1, 2023 through February 29, 2024. The forward hedge included 6,200 Dthm/day for November 2023, 3,000 Dthm/day for December 2023, 12,000 Dthm/day for January



2024, and 6,500 Dthm/Day for February of 2024. The forward hedge for these months totaled 839,500 Dthm for Smith Power Station during this 4-month period.

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 9**

**RESPONSIBLE PARTY: Mark Horn**

**Request 9.** State whether EKPC has audited any of its fuel or transportation contracts during the period under review. If so, for each audited contract:

- a. Identify the contract;
- b. Identify the auditor;
- c. State the results of the audit; and
- d. Describe the actions that EKPC took as a result of the audit.

**Response 9.** No contracts were audited for the period under review.

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 10**

**RESPONSIBLE PARTY: Mark Horn**

**Request 10.** State whether EKPC is currently involved in any litigation with its current or former fuel suppliers or transportation vendors.

a. If so, for each litigation:

(1) Identify the supplier or vendor;

(2) Identify the contract involved;

(3) State the potential liability or recovery to EKPC;

(4) List the issues presented; and

(5) Provide a copy of the complaint or other legal pleading that initiated the litigation and any answers or counterclaims. If a copy has previously been filed with the Commission, provide the date on which it was filed and the case in which it was filed.

b. Identify and provide the current status of all litigation with suppliers or vendors.

**Response 10.** a and b. EKPC is not currently involved in any litigation with its current or former fuel suppliers or transportation vendors.

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
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**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 11**

**RESPONSIBLE PARTY: Mark Horn**

**Request 11.** For the period under review, state whether there have been any changes to EKPC's written policies and procedures regarding its fuel procurement.

a. If yes:

- (1) Describe the changes;
- (2) Provide the written policies and procedures as changed;
- (3) State the date(s) the changes were made; and
- (4) Explain why the changes were made.

b. If no, provide the date EKPC's current fuel procurement policies and procedures were last changed, provide the date when they were last provided to the Commission, and identify the proceeding in which they were provided. If any current fuel procurement policies and procedures have not been provided to the Commission, provide those fuel procurement policies and procedures and explain why they were not previously provided.

**Response 11.**

a and b. EKPC's Board of Directors updated Policy No. 404, Transaction Authority Limits for Energy and Energy Related Commodities and Transportation on March 12, 2024. The Per Transaction Limits set for the CEO for Physical Electric Power in each Term metric was increased. Additionally, the CEO Per Transaction Limits for Lime & Limestone price per ton was increased, along with the Aggregate Limit for total dollar amount. EKPC is providing *Confidential Staff DRI-Response 11.pdf* under seal pursuant to a motion for confidential treatment.

Administrative Policy No. A031, Internal Delegation of Authority was revised April 10, 2024 to correlate with the changes to Policy No. 404 as stated above. Along with additional revisions to reflect title changes regarding Power Supply and Fuel & Emissions Departments. A revised copy of the policy is provided in the previously referenced PDF on pages 39 through 65 and the redline copy is on pages 66 through 92.

No other policies or procedures were updated during the period under review.

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 12**

**RESPONSIBLE PARTY:** Christopher E. Adams

**Request 12.** For the period under review, list all firm power commitments for (a) purchases and (b) sales. This list shall identify the electric utility, the amount of commitment in megawatts, and the purpose of the commitment (i.e., peaking, emergency).

**Response 12.**

a.

Utility	Volume	Purpose	Term
SEPA	Up to 170 MW	Energy	07/01/1998 – Indefinite
Shell Energy North America (US), L.P.	100 MW	Energy	11/1/2023 – 12/31/2023
Brookfield Renewable Trading and Marketing L.P.	Up to 417.5 MW	Energy	12/28/2023 – 12/31/2025

The contract is ongoing until one party gives notice three years in advance of the date that it wishes to end the contract. No notices have been given by either Party.

b. None.

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
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**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 13**

**RESPONSIBLE PARTY:**           **Michelle K. Carpenter**

**Request 13.**           Provide a monthly billing summary of sales to all electric utilities for the period under review.

**Response 13.**           Please see *Staff DRI-Response 13.pdf* pages 1 through 36 for sales to EKPC's Owner-Member Cooperatives and pages 37 through 42 for off-system sales for the period of November 1, 2023 through April 30, 2024.

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 14**

**RESPONSIBLE PARTY: Christopher E. Adams**

**Request 14.** Describe the effect on the FAC calculation of line losses related to:

- a. Intersystem sales when using a third-party transmission system; and
- b. Intersystem sales when not using a third-party transmission system.

**Response 14.**

- a. None.
- b. None.



**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 15**

**RESPONSIBLE PARTY:**           **Craig Johnson**

**Request 15.**           Provide a list, in chronological order, showing by unit any scheduled, actual, and forced outages for the period under review.

**Response 15.**           See attachment *Staff DRI-Response 15.pdf*.

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 16**

**RESPONSIBLE PARTY: Michelle K. Carpenter**

**Request 16.** For the period under review, provide the monthly supporting peaking unit equivalent calculations in electronic Excel spreadsheet format with all formulas, columns, and rows unprotected and fully accessible for the forced outage calculations. In addition, provide the corresponding amount, if any, of forced outage purchased power collected through the purchase power adjustment tariff.

**Response 16.** EKPC does not use peaking unit equivalent calculations and EKPC does not have a purchase power adjustment tariff to recover forced outage purchased power. However, in Case No. 2021-00103,<sup>1</sup> EKPC proposed an adjustment to Other Power Supply Expense to include a component for FAC highest costs unit exclusions and forced outage disallowances based upon a historical five-year average which was included in rates approved by the Commission effective with service rendered on or after October 1, 2021.

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<sup>1</sup> *Electronic Application of East Kentucky Power Cooperative, Inc. for a General Adjustment of Rates, Approval of Depreciation Study, Amortization of Certain Regulatory Assets, and Other General Relief*, Case No, 2021-00103, (Ky. PSC October 1, 2021).

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 17**

**RESPONSIBLE PARTY: Craig Johnson**

**Request 17.** For the period under review, provide the monthly capacity factor at which each generating unit operated.

**Response 17.** See attachment *Staff DRI-Response 17.pdf*.

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 18**

**RESPONSIBLE PARTY:           Craig Johnson**

**Request 18.**           For the period under review, explain whether EKPC made any changes to its maintenance and operation practices or completed any specific generation efficiency improvements that affect fuel usage at EKPC's generation facilities. If so, describe the impact of these changes on EKPC's fuel usage.

**Response 18.**           EKPC made no changes to its maintenance and operation practices and did not complete any efficiency improvements that affect fuel usage at any of its generation facilities during the period under review.

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 19**

**RESPONSIBLE PARTY: Mark Horn**

**Request 19.** State whether EKPC is aware of any violations of its policies and procedures regarding fuel procurement that occurred prior to or during the period under review.

**Response 19.** EKPC is not aware of any violations of its policies and procedures regarding fuel procurement.

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 20**

**RESPONSIBLE PARTY: Greg Cecil**

**Request 20.** State whether EKPC is aware of any violations of 807 KAR 5:056 that occurred prior to or during the period under review.

**Response 20.** EKPC is not aware of any willful violations of 807 KAR 5:087. EKPC discovered during the drafting of these responses that some contracts had not been emailed to the Commission. However, those contracts have now all been sent to the Commission.

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 21**

**RESPONSIBLE PARTY: Greg Cecil**

**Request 21.** State whether all fuel contracts related to commodity and transportation have been filed with the Commission. If any contracts have not been filed, explain why they have not been filed, and provide a copy.

**Response 21.** As of the date of this response, all contracts have been filed.

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 22**

**RESPONSIBLE PARTY:**           **Michelle K. Carpenter**

**Request 22.**           Identify any customers, either by class of customer or pursuant to special contract, that are not billed a FAC charge.

a. For each customer that are not billed the FAC charge explain how the fuel and power costs of serving that customer are recovered.

b. Explain in detail whether those fuel procurement and purchase power costs of serving those customers are excluded from the expense month FAC calculation.

**Response 22.**           a and b. Each paragraph below discusses a different class of customers or contracts that are not billed a FAC and explains how the fuel and purchased power costs are recovered and whether those fuel and purchased power costs are excluded from the expense month FAC calculation.

Two Special Industrial Power Agreements with Tennessee Gas Pipeline Company ("TGP") to serve pipeline compressor stations located in the territories of EKPC Owner-Member cooperatives are not billed a FAC charge. The pricing structures within these contracts enable the cost of energy purchased and fuel used to serve the pumping stations to be recovered directly



from TGP. Accordingly, such costs are not included in EKPC's monthly FAC calculation and no FAC is charged on the respective bills.

It should also be noted that a FAC charge is not applied to certain aspects of billed kWh based upon the provisions contained within the below listed rates and industrial power agreements (IPA).

Rates B, C, and G – These rates have monthly minimum energy billing requirements. When energy is billed at the minimum kWh level, the FAC charge is limited to actual kWh usage. The additional kWh billed to meet minimum requirements is not charged the FAC given no fuel or purchased power was used.

Rate D (Interruptible Service) – As outlined in the associated three-party IPAs approved by the Commission, customers electing to participate in the Rate D, Interruptible Service Rider have the opportunity to purchase or “buy-through” power during economic interruptions and pay for such energy at the PJM EKPC zone price during the interruption hours. Given the cost of the buy-through power is recovered directly, it is excluded from EKPC's monthly FAC calculation and, as stipulated in the IPA, no FAC is charged on the kWh associated with the buy-through power.

**EAST KENTUCKY POWER COOPERATIVE, INC.**  
**CASE NO. 2025-00074**  
**FIRST REQUEST FOR INFORMATION RESPONSE**

**STAFF'S REQUEST DATED MAY 28, 2025**

**REQUEST 23**

**RESPONSIBLE PARTY: Michelle K. Carpenter**

**Request 23.** If any customer class or special contract has or is not being charged a FAC, state the date when the FAC ceased being charged.

**Response 23.** The provisions of the Special Industrial Agreements Rates and Industrial Power Agreements as described in Response 22 are long-standing at EKPC. While it is difficult to determine when the provisions were first enacted, EKPC can confirm they have been in place for over 10 years. In fact, the Special Industrial Agreements have been in effect since September 2000.