

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF DUKE ENERGY)	CASE NO.
KENTUCKY, INC., TO CANCEL AND WITHDRAW)	2025-00137
ITS GREEN SOURCE ADVANTAGE TARIFF)	

APPLICATION

Now comes Duke Energy Kentucky, Inc. (Duke Energy Kentucky or the Company), pursuant to KRS 278.040(2), 807 KAR 5:001, Section 14, and other applicable law, and hereby respectfully requests approval from the Kentucky Public Service Commission (Commission) to cancel and withdraw its Green Source Advantage Tariff (Rate GSA). In support of this Application, Duke Energy Kentucky respectfully states as follows:

I. INTRODUCTION

1. Duke Energy Kentucky is a “utility” as defined in KRS 278.010(3) and is subject to the Commission’s jurisdiction pursuant to KRS 278.040. In accordance with 807 KAR 5:001, Section 14(1), Duke Energy Kentucky is a Kentucky corporation with its principal office and principal place of business at 139 East Fourth Street Cincinnati, Ohio 45202. The Company’s local office in Kentucky is Duke Energy Erlanger Ops Center, 1262 Cox Road, Erlanger, Kentucky 41018. The Company further states that its electronic mail address for purposes of this matter is KYfilings@duke-energy.com.

2. Duke Energy Kentucky is an investor-owned utility engaged in the electric and natural gas business. As part of its electric service, Duke Energy Kentucky generates

electricity, which it distributes and sells in Boone, Campbell, Grant, Kenton, and Pendleton Counties. Duke Energy Kentucky purchases, sells, stores, and transports natural gas in Boone, Bracken, Campbell, Gallatin, Grant, Kenton and Pendleton Counties, Kentucky.

3. Pursuant to 807 KAR 5:001, Section 14(2), Duke Energy Kentucky states that it was originally incorporated in the Commonwealth of Kentucky on March 20, 1901, and attests that it is currently in good standing in said Commonwealth. A certified copy of Duke Energy Kentucky's certificate of good standing from the Kentucky Secretary of State is attached and a certificate for the following assumed name: "Duke Energy" is on file with the Kentucky Secretary of State and on file with the Commission in Case No. 2024-00354.¹ In addition, the Company has attached as Exhibit 1 a certified Certificate of Existence dated May 28, 2025 evidencing that the Company is incorporated in the Commonwealth of Kentucky, has no outstanding fees or penalties, no Articles of Dissolution have been filed and its annual report has been delivered to the Secretary of State.

¹ *In the Matter of the Electronic Application of Duke Energy Kentucky, Inc. for: 1) An Adjustment of Electric Rates; 2) Approval of New Tariffs; 3) Approval of Accounting Practices to Establish Regulatory Assets and Liabilities; and 4) All Other Required Approvals and Relief*, Case No. 2024-00354, Application (Dec. 2, 2024).

4. Pursuant to 807 KAR 5:001 Section 8, on May 2, 2025, Duke Energy Kentucky filed with the Commission, its notice of intent to use electronic filing procedures in this proceeding. Copies of all orders, pleadings and other communications related to this proceeding should be directed to:

Rocco O. D'Ascenzo (92796)
Deputy General Counsel
Larisa M. Vaysman (98944)
Associate General Counsel
Sheena McGee Leach (1000598)
Staff Attorney
Duke Energy Kentucky, Inc.
139 East Fourth Street, 1303-Main
Cincinnati, Ohio 45202
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Rocco.D'Ascenzo@duke-energy.com
Larisa.Vaysman@duke-energy.com
Sheena.McGee@duke-energy.com
KYfilings@duke-energy.com

II. RATE GSA

5. Duke Energy Kentucky's voluntary Green Source Advantage Tariff, Sheet No. 87 (Rate GSA), was initially approved by the Order of the Commission dated, April 27, 2020, in the Company's 2019 Base Rate Case.² Subsequently, Rate GSA was revised and approved by Order of the Commission dated October 27, 2023, in the Company's 2022 Base Rate Case.³

² *In the Matter of the Electronic Application of Duke Energy Kentucky, Inc., for: 1) An Adjustment of the Electric Rates; 2) Approval of New Tariffs; 3) Approval of Accounting Practices to Establish Regulatory Assets and Liabilities; and 4) All Other Required Approvals and Relief*, Case No. 2019-00271, Order (Ky. P.S.C. Apr. 27, 2020).

³ *In the Matter of the Electronic Application of Duke Energy Kentucky, Inc., for: 1) An Adjustment of the Electric Rates; 2) Approval of New Tariffs; 3) Approval of Accounting Practices to Establish Regulatory Assets and Liabilities; and 4) All Other Required Approvals and Relief*, Case No. 2022-00372, Order (Ky. P.S.C. Oct. 12, 2023).

6. Since April 27, 2020, Duke Energy Kentucky has offered this voluntary GSA service to qualifying non-residential customers. To date, no customer has taken service under Tariff GSA.

7. As stated in the Commission Order to the Company's 2019 Base Rate Case, the GSA program was intended to "allow customers to request that Duke Energy Kentucky procure renewable energy resources on behalf of the customer, with the cost and any net revenues of those commitments captured and billed to the customer through Rate GSA,"⁴ and that the Company proposed Rate GSA in response to several large non-residential customers expressing interest in procuring renewable energy resources in partnership with Duke Energy Kentucky.⁵ Rate GSA was intended to provide an opportunity for non-residential customers wishing to invest in renewable energy resources to meet their sustainability goals and to support economic development opportunities in the Duke Energy Kentucky Service Territory. Despite the Company's efforts and intentions when requesting the approval of Rate GSA, no customers have taken part in this voluntary program.

III. REQUEST TO CANCEL AND WITHDRAW

8. The Company seeks to cancel and withdraw its current Rate GSA for two reasons. First, there has been no interest by non-residential customers to participate in Rate GSA and to date, no customers have applied for or are utilizing the tariff.

⁴ *In the Matter of the Electronic Application of Duke Energy Kentucky, Inc., for: 1) An Adjustment of the Electric Rates; 2) Approval of New Tariffs; 3) Approval of Accounting Practices to Establish Regulatory Assets and Liabilities; and 4) All Other Required Approvals and Relief*, Order, Case No. 2019-00271, Order, p. 56 (Ky. P.S.C. Apr. 27, 2020).

⁵ *Id.*

9. Second, after a thorough review of Rate GSA's administrative structure, the Company has determined that continuing to offer Rate GSA, as approved by the Commission's Order, will no longer recover the full costs of providing the service to enrolled customers. This is because the cost structure for the program as initially designed has changed since it was approved due to several factors, including increased labor and IT costs to handle the set-up and ongoing administration for a Rate GSA participating customer.

10. Duke Energy Kentucky remains committed to developing and offering voluntary renewable energy options to its customers. Although the Company is requesting the cancellation and withdrawal of Rate GSA, the Company is actively exploring alternative options to provide to its customers at a future time and will bring these programs to the Commission for its review and approval.

11. Duke Energy Kentucky respectfully requests that the cancellation and withdrawal of Rate GSA be effective within 30 days, or immediately upon the Commission's Order approving the Company's request for cancellation and withdrawal of Rate GSA. The Company's proposed withdrawal and cancellation of Rate GSA is included in Exhibit 2, which provides both a redlined and a clean version of the tariff.

WHEREFORE, Duke Energy Kentucky respectfully request that its Green Source Advantage Tariff be cancelled and withdrawn as requested herein.

Respectfully submitted,

DUKE ENERGY KENTUCKY, INC.

/s/ Rocco D'Ascenzo

Rocco O. D'Ascenzo (92796)

Deputy General Counsel

Larisa M. Vaysman (98944)

Associate General Counsel

Sheena McGee Leach (1000598)

Staff Attorney

Duke Energy Business Services LLC

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larisa.vaysman@duke-energy.com

sheena.mcgee@duke-energy.com

Counsel for Duke Energy Kentucky, Inc.

CERTIFICATE OF SERVICE

This is to certify that the foregoing electronic filing is a true and accurate copy of the document in paper medium; that the electronic filing was transmitted to the Commission on May 28, 2025; that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; and that submitting the original filing to the Commission in paper medium is no longer required as it has been granted a permanent deviation.⁶

John G. Horne, II
The Office of the Attorney General
Utility Intervention and Rate Division
700 Capital Avenue, Ste 118
Frankfort, Kentucky 40601-8204

/s/Rocco D'Ascenzo
Counsel for Duke Energy Kentucky, Inc.

⁶*In the Matter of Electronic Emergency Docket Related to the vel Coronavirus COVID-19*, Case No. 2020-00085, Order (Ky. PSC July 22, 2021).

Commonwealth of Kentucky
Michael G. Adams, Secretary of State

Michael G. Adams
Secretary of State
P. O. Box 718
Frankfort, KY 40602-0718
(502) 564-3490
<http://www.sos.ky.gov>

Certificate of Existence

Authentication number: 335641

Visit <https://web.sos.ky.gov/ftshow/certvalidate.aspx> to authenticate this certificate.

I, Michael G. Adams, Secretary of State of the Commonwealth of Kentucky, do hereby certify that according to the records in the Office of the Secretary of State,

DUKE ENERGY KENTUCKY, INC.

DUKE ENERGY KENTUCKY, INC. is a corporation duly incorporated and existing under KRS Chapter 14A and KRS Chapter 271B, whose date of incorporation is March 20, 1901 and whose period of duration is perpetual.

I further certify that all fees and penalties owed to the Secretary of State have been paid; that Articles of Dissolution have not been filed; and that the most recent annual report required by KRS 14A.6-010 has been delivered to the Secretary of State.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal at Frankfort, Kentucky, this 28th day of May, 2025, in the 233rd year of the Commonwealth.



Michael G. Adams

Michael G. Adams
Secretary of State
Commonwealth of Kentucky
335641/0052929

No. 87

Duke Energy Kentucky, Inc.

1262 Cox Road.

No. 87

Erlanger, Kentucky 41018

Cancels and Supersedes

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GREEN SOURCE ADVANTAGE (GSA)
RATE GSA

THIS SHEET IS CANCELLED AND WITHDRAWN

AVAILABILITY

~~— This Green Source Advantage Program ("GSA Program" or "Program") is available at the Company's option to nonresidential customers meeting the eligibility criteria specified herein and receiving concurrent service on another rate schedule, excluding service under outdoor lighting schedules, who elect to direct the Company to procure renewable energy on the Customer's behalf pursuant to the terms of the GSA Program, as approved by the Kentucky Public Service Commission ("Commission" or "KYPSC"). Eligibility for the Program is limited to nonresidential customers with a minimum Maximum Annual Demand of 1,000 kW or a minimum aggregated Maximum Annual Demand at multiple Kentucky service locations of 5,000 kW (collectively, "Eligible GSA Customer" or "Customer").~~

~~— Service hereunder is provided for the sole and exclusive benefit of the Customer, and nothing herein or in the service agreement executed hereunder is intended to benefit any third party or to impose any obligation on the Company to any such third party. Renewable energy purchased under this rate is not intended for delivery directly to Customer.~~

~~— Service under this tariff schedule shall require a written agreement between the Customer and the Company specifying the details of the service provided. All GSA Facilities, defined below, in the Duke Energy Kentucky service area shall comply with the connection requirements in the Company's Electric Service Regulations, Section III and Section IV, Customer's and Company's Installations respectively.~~

GSA FACILITIES

~~— The Program allows Eligible GSA Customers to request renewable energy and allows the Customer to obtain the renewable energy certificates ("RECs") generated by a GSA Facility or portfolio of GSA Facilities ("GSA Facility(ies)"). A GSA Facility must be a share of a new renewable energy facility located with PJM. Renewable energy supply will be dedicated to participants and sold into PJM market.~~

~~— Customers seeking to participate in the Program shall request either (1) Duke Energy Kentucky identify and propose a facility or (2) identify and propose to the Company a GSA Facility developed by a renewable energy supplier. The Customer will negotiate price terms directly with Company. As described below, the owner of the renewable facility shall transfer RECs directly to the Customer through a separate contractual arrangement.~~

~~Issued by authority of an Order of the Kentucky Public Service Commission dated October 12, 2023, in Case No. 2022-00372.~~

~~Issued: October 27, 2023~~

~~Effective: October 13, 2023~~

~~Issued by Amy B. Spiller, President /s/ Amy B. Spiller~~

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~~First~~ Second Revised Sheet

No. 87

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1262 Cox Road.

No. 87

Erlanger, Kentucky 41018

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Original First Revised Sheet

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~~TERM OF SERVICE~~

~~Service under this rate schedule shall be for up to twenty (20) years from the commencement of service and shall continue thereafter until terminated by either Company or Customer as specified in the service agreement. Upon early termination of service under this schedule, the Customer shall pay an amount to Company as specified in the GSA Service Agreement.~~

~~APPLICATION PROCESS AND GSA SERVICE AGREEMENT~~

~~To participate in the GSA Program, a Customer must submit an application to the Company during a GSA Program enrollment window, as described on the Company's Program website, identifying an annual amount of renewable capacity to be developed on behalf of Customer. The Customer may apply for renewable generation capacity up to 100% of the Customer's Annual Energy consumption (kWh) for eligible Customer service location(s) within the Duke Energy Kentucky service territory. The Annual Energy consumption shall be the sum of each locations kilowatt hours derived from the Company's meter and adjusted as applicable for each locations applicable tariff sheet.~~

~~The application shall identify the requested contract term for the Customer's enrollment in the Program which may be up to twenty (20) years. All Customer applications shall be accompanied by the payment of a \$2,000 nonrefundable application fee. Program reservations will be accepted on a "first come first-served" basis based upon the date and time of receipt of the Customer's completed application. Subsequent applications will be held until earlier applications are resolved. The \$2,000 application fee will be refunded to the Customer only in the event the Customer's application is rejected due to insufficient available renewable energy capacity.~~

~~The GSA Service Agreement shall include the general terms and conditions applicable under this Rate and shall specify the rates and charges applicable under the GSA Program for the contract term. The Customer must execute and return the GSA Service Agreement within 30 days of delivery by the Company. Failure of the Customer to timely execute and return the GSA Service Agreement will result in termination of the Customer's application and any GSA capacity reservation, which would then require the Customer to start the Program enrollment process anew in order to participate in the Program.~~

~~RENEWABLE ENERGY CREDITS (RECS)~~

~~The GSA Facility must register with a REC tracking system to facilitate the issuance of RECs and transfer the applicable share of RECs to the Customer pursuant to the GSA Service Agreement. The GSA Service Agreement shall include an attestation by the Customer that the RECs generated by the designated GSA Facility will be transferred to a designated tracking account identified by the GSA Customer. The renewable facility owner shall be solely responsible for procuring, delivering, and transferring RECs to the Customer.~~

~~NET MONTHLY BILL~~

~~Issued by authority of an Order of the Kentucky Public Service
Commission dated October 12, 2023, in Case No. 2022-00372.~~

Issued: ~~October 27, 2023~~

Effective: October 13, 2023

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~~— An amount computed under the GSA Customer's(s') primary rate schedule including applicable riders plus the sum of the (1) the GSA Product Charge, (2) the GSA Bill Credit, and (3) the GSA Administrative Charge.~~

- ~~1. GSA Product Charge—The GSA Product Charge shall be equal to the negotiated price (\$/kWh). The monthly GSA Product Charge shall be determined by multiplying the Negotiated Price times the energy produced by the GSA Facility during the billing period. These funds will be collected by Company and distributed to the renewable energy facility owner.~~

NET MONTHLY BILL (Contd.)

- ~~2. GSA Bill Credit—The GSA Bill Credit is the sum of all PJM credits and charges received by the GSA Facility owner.~~
- ~~3. GSA Monthly Administrative Charge—will be \$375 per bill.~~

LATE PAYMENT CHARGE—

~~— Payment of the Net Monthly Bill must be received in the Company's office within twenty one (21) days from the date the bill is mailed by the Company. When not so paid, the Gross Monthly Bill, which is the Net Monthly Bill plus 2.3%, is due and payable.~~

GENERAL PROVISIONS

The Company:-

- ~~(1) shall not be liable to the Customer in the event that a GSA Facility fails to produce energy as projected by Customer or Company or as otherwise consistent with the Customer's expectations and~~
- ~~(2) shall have no obligation under any circumstance to supply RECs to the Customer not produced by the GSA Facility's operation and~~
- ~~(3) shall require Customer to provide proof annually of financial security provisions such as the posting of a bond or letter of credit requirement as outlined in the GSA Service Agreement to protect Company against early termination risk associated with Customer business continuity.~~

SPECIAL TERMS AND CONDITIONS

The provision of renewable generation for Customer is dependent upon the following terms and conditions:

- ~~1. The GSA Customer shall enter into a written service agreement with the Company. Such contract shall set forth any specific arrangements between the parties based on the individual circumstances so involved.~~
- ~~2. GSA Facility owner shall meter 100% of generation output consistent with PJM capacity and energy market requirements.~~
- ~~3. All environmental attributes, including but not limited to "renewable energy certificates" (RECs), "renewable energy credits" or "green tags", associated with the renewable generation system shall be conveyed to Customer for the life of the GSA Service Agreement.~~
- ~~4. In the event that a GSA facility is located within the Company's distribution system the company~~

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~~Original~~ First Revised SheetPage 4 of 31~~reserves the right to ensure the distribution is not negatively impacted.~~

- ~~5. Upon termination of participation under this Rate, Customer will continue to receive bill adjustments for Customer's generation share recorded prior to termination that has not already been applied to Customer's bill.~~

SERVICE REGULATIONS

~~— The supplying and billing for service and all conditions applying thereto, are subject to the jurisdiction of the Kentucky Public Service Commission, and to Company's Service Regulations currently in effect, as filed with the Kentucky Public Service Commission.~~

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GREEN SOURCE ADVANTAGE (GSA)
RATE GSA

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Issued: _____

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