COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF CLARK ENERGY COOPERATIVE, INC. FOR AN ALTERNATIVE RATE ADJUSTMENT PURSUANT TO 807 KAR 5:0077	))))	CASE NO. 2025-00230

DATA REQUESTS OF THE ATTORNEY GENERAL

Comes now the Attorney General of the Commonwealth of Kentucky, by his Office of Rate Intervention ("Attorney General"), and submits these Data Requests to Clark Energy Cooperative, Inc. (hereinafter "Clark Energy" or "company") to be answered by the date specified in the Commission's August 26, 2025 Order of Procedure, in accord with the following:

(1) In each case where a request seeks data provided in response to a staff request, reference to the appropriate requested item will be deemed a satisfactory response.

(2) Identify the witness who will be prepared to answer questions concerning each request.

(3) Repeat the question to which each response is intended to refer.

(4) These requests shall be deemed continuing so as to require further and

supplemental responses if the companies receive or generate additional information within the scope of these requests between the time of the response and the time of any hearing conducted hereon.

(5) Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

(6) If you believe any request appears confusing, please request clarification directly from undersigned Counsel.

(7) To the extent that the specific document, workpaper or information as requested does not exist, but a similar document, workpaper or information does exist, provide the similar document, workpaper, or information.

(8) To the extent that any request may be answered by way of a computer printout, please identify each variable contained in the printout which would not be self-evident to a person not familiar with the printout.

(9) If the company has objections to any request on the grounds that the requested information is proprietary in nature, or for any other reason, notify undersigned Counsel as soon as possible, and in accordance with Commission direction.

(10) As used herein, the words ''document'' or ''documents'' are to be construed

broadly and shall mean the original of the same (and all non-identical copies or drafts thereof) and if the original is not available, the best copy available. These terms shall include all information recorded in any written, graphic or other tangible form and shall include, without limiting the generality of the foregoing, all reports; memoranda; books or notebooks; written or recorded statements, interviews, affidavits and depositions; all letters or correspondence; telegrams, cables and telex messages; contracts, leases, insurance policies or other agreements; warnings and caution/hazard notices or labels; mechanical and electronic recordings and all information so stored, or transcripts of such recordings; calendars, appointment books, schedules, agendas and diary entries; notes or memoranda of conversations (telephonic or otherwise), meetings or conferences; legal pleadings and transcripts of legal proceedings; maps, models, charts, diagrams, graphs and other demonstrative materials; financial statements, annual reports, balance sheets and other accounting records; quotations or offers; bulletins, newsletters, pamphlets, brochures and all other similar publications; summaries or compilations of data; deeds, titles, or other instruments of ownership; blueprints and specifications; manuals, guidelines, regulations, procedures, policies and instructional materials of any type; photographs or pictures, film, microfilm and microfiche; videotapes; articles; announcements and notices of any type; surveys, studies, evaluations, tests and all research and development (R&D) materials; newspaper clippings and press releases; time cards, employee schedules or rosters, and other payroll records; cancelled checks, invoices, bills and receipts; and writings of any kind and all other tangible things upon which any handwriting, typing, printing, drawings, representations, graphic matter, magnetic or electrical impulses, or other forms of communication are recorded or produced, including audio and video recordings, computer stored information (whether or not in printout form), computer-readable media or other electronically maintained or transmitted information regardless of the media or format in which they are stored, and all other rough drafts, revised drafts (including all handwritten notes or other marks on the same) and copies of documents as hereinbefore defined by whatever means made.

(11) For any document withheld on the basis of privilege, state the following: date; author; addressee; indicated or blind copies; all persons to whom distributed, shown, or explained; and, the nature and legal basis for the privilege asserted.

(12) In the event any document called for has been destroyed or transferred beyond the control of the company, please state: the identity of the person by whom it was destroyed or transferred, and the person authorizing the destruction or transfer; the time, place, and method of destruction or transfer; and, the reason(s) for its destruction or transfer. If destroyed or disposed of by operation of a retention policy, state the retention policy.

(13) Provide written responses, together with any and all exhibits pertaining thereto, in one or more bound volumes, separately indexed and tabbed by each response, in compliance with Kentucky Public Service Commission Regulations.

(14) “And” and “or” should be considered to be both conjunctive and disjunctive, unless specifically stated otherwise.

(15) “Each” and “any” should be considered to be both singular and plural, unless specifically stated otherwise.

Respectfully submitted,

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Certificate of Service and Filing

Pursuant to the Commission's Orders and in accord with all other applicable law, Counsel certifies that, on September 8, 2025 an electronic copy of the foregoing was served via the Commission's electronic filing system.

this 8th day of September, 2025.

Thomas Joseph Jr.

Assistant Attorney General

ELECTRONIC APPLICATION OF CLARK ENERGY COOPERATIVE CORPORATION, INC. FOR AN ALTERNATIVE RATE ADJUSTMENT PURSUANT TO 807 KAR 5:078
No. 2025-00230

1. Provide all workpapers that supported the calculations found in the Application and supporting testimony.

2. Refer to the Application generally. Provide an organizational chart of Clark Energy, including all positions. If a position is vacant, designate as such.

3. Refer to the Application generally. Does Clark Energy have any current plans to create any new positions?

4. Refer to the Application, page 1, in which Clark Energy states that it provides electric power to approximately 28,400 members in the Kentucky counties of Bath, Bourbon, Clark, Estill, Fayette, Madison, Menifee, Montgomery, Morgan, Powell, and Rowan.

    a. Provide a detailed account of all economic issues that the Company's customers in the above-referenced counties are combating at the present time.

    b. Provide Clark Energy's actual number of customers for the years 2020 – 2025.

    c. Explain in detail whether Clark Energy projects a future gain or loss in its customer count and provide copies of all projections concerning the same.

    d. Provide Clark Energy's total annual energy sales for the years 2020 – 2025.

    e. Explain whether Clark Energy expects annual energy sales to increase or decrease and provide copies of all projections concerning the same.

    f. Provide a map of the company's electric service territory.

    g. Provide a list of all rural electric cooperatives and investor-owned electric utilities whose service territory is contiguous with Clark Energy's service territory.

    h. Explain whether Clark Energy has ever worked, or plans on working, with any other rural electric cooperative or investor-owned electric utility on any joint ventures to provide electricity to the counties of Bath, Bourbon, Clark, Estill, Fayette, Madison, Menifee, Montgomery, Morgan, Powell, and Rowan.

i. Based upon the most recent United States Census information, the poverty rates for Clark Energy's electric service area are as follows:
Bath County- 23.5%[1],

Bourbon County – 13.7[2],

Clark County – 12.9%[3],

Estill County – 22.0%[4],

Fayette County – 16.0%[5],

Madison County – 13.0%[6],

Menifee County - 28.2%[7],

Montgomery County – 15.2%[8],

Morgan County – 18.2%[9],

Powell County - 21.7%[10],

Rowan County – 24.5%[11]

Confirm that Clark Energy is aware of the above percentages of its electric customers who live at or below the poverty line or on fixed incomes.

j. Based upon the poverty rates that exist in the Clark County's electric service area, explain in detail all low-income assistance programs and

[1] https://data.census.gov/profile/Bath_County,_Kentucky?g=050XX00US21011#income-and-poverty
[2] https://data.census.gov/profile/Bourbon_County,_Kentucky?g=050XX00US21017#income-and-poverty
[3] https://data.census.gov/profile/Clark_County,_Kentucky?g=050XX00US21049#income-and-poverty
[4] https://data.census.gov/profile/Estill_County,_Kentucky?g=050XX00US21065#income-and-poverty
[5] https://data.census.gov/profile/Fayette_County,_Kentucky?g=050XX00US21067#income-and-poverty
[6] https://data.census.gov/profile/Madison_County,_Kentucky?g=050XX00US21151#income-and-poverty
[7] https://data.census.gov/profile/Menifee_County,_Kentucky?g=050XX00US21165#income-and-poverty
[8] https://data.census.gov/profile/Montgomery_County,_Kentucky?g=050XX00US21173#income-and-poverty
[9] https://data.census.gov/profile/Morgan_County,_Kentucky?g=050XX00US21175#income-and-poverty
[10] https://data.census.gov/profile/Powell_County,_Kentucky?g=050XX00US21197#income-and-poverty
[11] https://data.census.gov/profile/Rowan_County,_Kentucky?g=050XX00US21205#income-and-poverty

payment plan options that Clark County or other entities provides to its customers experiencing difficulty paying their electric bills.

5. Refer to the Application, page 1. Clark Energy asserts that its existing rates went into effect on August 11, 2020, and since then, growth has been stagnant and inflation has caused the costs of labor and supplies to increase.

    a. Please provide a list of all pro forma adjustments, the monetary value of each adjustment, and a description of why each adjustment is being requested.

    b. Explain in detail and provide examples of how management has attempted to minimize cost escalation.

    c. Explain why Clark Energy is requesting the opportunity to achieve an Operating Times Interest Earned Ration ("OTIER") of 1.85.

    d. Identify the Time Interest Earned Ratio ("TIER") which corresponds to the requested OTIER.

    e. Provide the TIER and OTIER that are required by all loan contract terms.

    f. Provide rate adjustments reflecting the lowest TIER and OTIER required by loan contracts.

    g. If Clark Energy requests an OTIER higher than the loan contract requirements, explain why it is making such request.

    h. Provide Clark Energy annual TIER and OTIER beginning on August 11, 2020, through the present day.

6. Refer to Application, pages 2 and 3. Clark Energy states that it has determined that an adjustment of retail rates is necessary for virtually all areas of operations.

    a. Explain the criteria Clark Energy uses to determine if the rates provide sufficient revenue.

b. Explain the criteria Clark Energy uses to determine if it has the requisite financial strength.

7. Refer to the Application generally. Provide the following information for Clark Energy executive staff employees.

a. Provide the position title and salary for each executive staff employee for the years 2020 – 2025.

b. Provide the average raise that the executive staff employees received for the years 2020 – 2025. Ensure to explain whether the annual raise is directly connected to a performance review.

c. Provide the average bonus that each executive staff employee received for the years 2020 - 2025.

d. Provide all awards given to the executive staff employees for the years 2020 – 2025.

e. Provide all vehicle allowances given to the executive staff employees for the years 2020 – 2025.

f. Provide all incentive compensation given to the executive staff employees for the years 2020 – 2025.

g. Provide the average raise, if any, which will be given to executive staff employees in 2026.

h. Provide a detailed explanation of the insurance benefits provided to the Company's executive staff employees, including but not limited to health, dental, vision, life insurance, etc. Ensure to include all premiums paid by the Company's executive staff employees, premiums paid by the Company or parent company on the executive staff employees' behalf, as well as all copays, deductibles, and maximum out of pocket amounts.

i. Provide a detailed explanation of the retirement benefits provided to the Company's executive staff employees, including but not limited to, whether there is a defined benefit plan, 401(k) matching, etc. Identify all employees who are eligible for both the defined benefit plan and 401k contributions from the Company.

j. Explain whether any of the executive staff employees are members of a union.

8. Refer to Exhibit 13. The annual salary of Clark Energy's President/CEO was increased by 15% in 2023. Provide all justifications for why an increase of this amount was appropriate.

   a. Please provide a comparison of the President/CEO's compensation to all similar situated roles with other Kentucky RECCs.
   b. If the information requested in 8(a) is unavailable, discuss how Clark Energy's Board arrived at the salary/salary increase amount without such information.
   c. If the information requested in 8(a) is unavailable, discuss what factors Clark Energy considered in setting the salary increase.

9. Refer to the Application generally. Provide the following information for Clark Energy salaried employees.

   a. Provide the position title and salary for each salaried employee for the years 2020 – 2025.
   b. Provide the average raise that the salaried employees received for the years 2020 – 2025. Ensure to explain whether the annual raise is directly connected to a performance review.
   c. Provide the average bonus that each salaried employee received for the years 2020 - 2025. Ensure to explain all bases used to calculate all bonuses.
   d. Provide all awards given to the salaried employees for the years 2020 – 2025.
   e. Provide all vehicle allowances given to the salaried employees for the years 2020 – 2025.

f. Provide all incentive compensation given to the salaried employees for the years 2020 – 2025.

g. Provide the average raise, if any, which will be given to salaried employees for 2026.

h. Provide a detailed explanation of the insurance benefits provided to the Company's salaried employees, including but not limited to health, dental, vision, life insurance, etc. Ensure to include all premiums paid by the Company's salaried employees, premiums paid by the Company or parent company on the salaried employees' behalf, as well as all copays, deductibles, and maximum out of pocket amounts.

i. Do the benefits referenced above correspond with the national averages provided by the BLS?[12]

j. Provide a detailed explanation of the retirement benefits provided to the Company's salaried employees, including but not limited to, whether there is a defined benefit plan, 401(k) matching, etc.

k. Explain whether any salaried employees are members of a union.

10. Refer to the Application generally. Provide the following information for Clark Energy non-salaried employees.

a. Provide the position title and wages for each non-salaried employee for the years 2020 – 2025.

b. Provide the average raise provided to the non-salaried employees for the years 2020 – 2025. Ensure to explain whether the annual raise is directly connected to a performance review.

c. Provide the average bonus provided to the non-salaried employees for the years 2020 – 2025.

d. Provide all awards given to the non-salaried employees for the years 2015 – 2025.

e. Provide all vehicle allowances given to the non-salaried employees for the years 2015 – 2025.

[12] https://www.bls.gov/news.release/ebs2.t03.htm,Table 3 and https://www.bls.gov/news.release/ebs2.t04.htm, Table 4

f. Provide all incentive compensation given to the non-salaried employees for the years 2015 – 2025.

g. Provide the average raise, if any, which will be given to non-salaried employees for 2026.

h. Provide a detailed explanation of the insurance benefits provided to the Company's non-salaried employees, including but not limited to health, dental, vision, life insurance, etc. Ensure to include all premiums paid by the Company's non-salaried employees, premiums paid by the Company on the non-salaried employees' behalf, as well as all copays, deductibles, and maximum out of pocket amounts. Advise if these benefits resemble averages provided by the Bureau of Labor Statistics.[13]

i. Provide a detailed explanation of the retirement benefits provided to the Company's non-salaried employees, including but not limited to, whether there is a defined benefit plan, 401(k) matching, etc.

j. Explain whether any of the non-salaried employees are members of a union.

11. Refer to the Application generally. Provide a copy of all formal studies conducted that compare Clark Energy's wage and benefit information to the local wage and benefit information for the geographic area in which Clark Energy operates. If no such study exits, explain why not.

12. Refer to the Application generally. Explain the current process of awarding wage/salary increases to salaried versus non-salaried and union versus non-union employees.

13. Refer to the Application generally.

    a. Provide a detailed explanation of all salary and benefits provided to the members of the Board of Directors during the years 2020 – 2025. Ensure to provide the salary amounts, and specific details regarding all benefit packages, including but not limited to health, dental, vision, accidental death and disability, life insurance, bonuses, awards, vehicle allowances, reimbursement of travel expenses, and the like.

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[13] https://www.bls.gov/news.release/ebs2.t03.htm,Table 3 and https://www.bls.gov/news.release/ebs2.t04.htm, Table 4

b. Provide the total amount of the Board of Directors' fees for the test year.

c. Provide a breakdown of the total amount of the Board of Directors' fees for the test year.

d. Discuss if there will be any changes to the Board of Directors' salaries and/or benefit packages in 2026.

e. When setting the Board of Directors' fees and benefits did the Company review other Kentucky rural electric cooperative Board of Directors' fees and benefits? If so, explain in detail the findings. If not, explain in detail why not.

f. Provide a detailed explanation of all salary and benefits provided to the Company's attorney during the years 2020 – 2025. Ensure to provide the salary amounts, and specific details regarding all benefit packages, including but not limited to health, dental, vision, accidental death and disability, life insurance, bonuses, awards, vehicle allowances, reimbursement for travel expenses, and the like.

g. See Exhibit 12 to the Application. It appears that Board members are paid a monthly fee of $700 and $300 Per Diem for each meeting attended. Confirm whether this understanding is correct.

14. Refer to the Application generally.

a. Provide a detailed explanation of how Clark Energy operates its capital credit program, and ensure to discuss how the Company accounts for capital credits that cannot be provided back to the member due to the member passing away, moving, etc.

b. Provide the monetary amount of capital credits that Clark Energy currently has on the books, separated by year.

15. Refer to the Application generally.

a. Explain in detail whether Clark Energy has participated in, or continues to participate in, the Rural Utilities Services' ("RUS") Cushion of Credit program.

b. If Clark Energy received interest income from the RUS Cushion of Credit program for the test year, explain whether this amount was included in the revenue requirement. If not, explain why not.

c. Provide a detailed account of Clark Energy's Cushion of Credit deposition amounts for the years 2020 – 2025.

d. Provide a detailed account of Clark Energy's RUS/FBB loans, with the corresponding principal and interests amount for the years 2020-2025.

16. Refer Brewer testimony, pages 5-6 and Frasure Testimony 6. Please provide the total costs incurred in relation to storm damage since 2020. Please provide any costs covered or reimbursed FEMA.

17. At this time, is Clark Energy awaiting a FEMA determination regarding storm damage? If yes, please explain fully.

18. Refer to Frasure testimony, page 7 Has Clark Energy incurred any additional debt not referenced in this testimony as of the filing of the application? If so, please provide the amount owed and the names of the creditors.

19. Reference the Wolfram testimony at page 21. Please clarify which rate classes are subsidized and to what extent under the proposed rate increase.

20. Clark Energy states that it is requesting an increase in the monthly residential customer charge from $18.62 to $33.00.

    a. Explain how seeking to increase the monthly residential customer charge from $18.62 to $33.00 which is an increase of approximately 77.23%, is consistent with the principle of gradualism.

    b. Explain whether Clark Energy contemplated proposing a lower increase to the residential customer charge so as not to create rate shock for the customers.

    c. Explain whether Clark Energy contemplated implementing the proposed higher customer charge in two or multiple phases instead of a 77.23% increase at one time.

d. Explain whether the increase in the customer charge is beneficial to residential ratepayers, and if so, how.

e. Explain whether Clark Energy contemplated the prospect of more members being unable to timely pay their monthly bills in the event that the proposed increase is approved.

f. Explain how much of the cost of service for each rate class in the instant application is comprised of fixed costs.

g. Provide a list of all electric utilities in Kentucky, with the corresponding monthly residential customer charge, residential volumetric charge, average residential customer bill, and rank the utilities from lowest to highest average bill. Compare to Clark Energy's current and proposed residential customer charge, residential volumetric charge, residential average bill, and rank based upon its proposed revenue requirement.

21. Refer to the Application generally. Provide the current average residential customer's monthly usage, total monthly bill, and the projected average bill if the Commission grants Clark Energy's rate increase request.

22. Please advise why the rate adjustment proposed by Clark Energy is constructed as to only increase the revenue from residential customers, and not the other classes.

23. Explain whether any members of the Clark Energy Board of Directors, or the Company's chief executives serve on the boards of directors of any other organizations. If so, identify all such organizations, including their name and address, the nature of each such organization, and the length of time they served as a member of that board.

24. Explain whether Clark Energy is seeking any funds/grants from federal, state, or local sources which have been or will be made available. If so, identify the source and amount of those funds/grants, and the current status of the applications for all such funds / grants. If the Company has foregone any relevant opportunities for funds/grants for which it is eligible, explain why.

25. Please provide a detailed list of all organizations to which Clark Energy pays

membership dues, and the annual amount of these dues. Please also identify if Clark Energy has already, or plans to, renew its membership in these organizations. Please advise if these dues are included are included in the revenue requirement in the pending rate case, and if so, precisely where.

26. Confirm that all charitable contributions and lobbying expenses have been removed from the application.

27. What are the expected rate case expenses, including payments to experts and legal representation, for this adjustment? Does Clark Energy agree that only actual rate case expenses should be recovered and not estimated rate case expenses?

28. Please advise if there have been substantial changes to the membership in the rate class data since the test year. Has there been any notable changes to the customer classes?

29. Does Clark Energy own or partially own any subsidiaries, other than Clark Propane Plus?

    a. Does Clark Energy provide labor or services to any of its subsidiaries?
    b. Please provide the organization charts for any owned subsidiaries and list all executives and directors.
    c. Please provide a detailed breakdown of hours worked for any owned subsidiaries for reach employee who provided labor through each year beginning in 2020 through 2024, and in each month of 2025 to date.