

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION OF KENTUCKY

In the Matter of:

Electronic Application Of Kentucky Power Company)	
For A Certificate of Public Convenience And)	
Necessity Authorizing The Applicant To Apply For)	Case No. 2025-00287
And Obtain A Franchise From The City Of Jackson)	
In Breathitt County, Kentucky)	

APPLICATION

Kentucky Power Company(“Kentucky Power” or the “Company”) applies to the Public Service Commission of Kentucky (the “Commission”) pursuant to KRS 278.020(4) and 807 KAR 5:001, Section 15(1) for an Order **to be issued on or before September 8, 2025** for a Certificate of Public Convenience and Necessity (“CPCN”) authorizing the Company to apply for and obtain a franchise to use the streets and rights-of-way of the City of Jackson, located in Breathitt County, Kentucky, for the provision of retail electric service, and in support thereof states:

APPLICANT

1. Kentucky Power was incorporated in 1919 under the laws of the Commonwealth of Kentucky and is in good standing in the Commonwealth.¹ The Company’s mailing address is: 1645 Winchester Avenue, Ashland, Kentucky 41101. Its electronic mail address is: kentucky_regulatory_services@aep.com. Kentucky Power is engaged in the generation, purchase, transmission, distribution, and sale of electric power.

¹ A certified copy of the Company’s Articles of Incorporation and all amendments thereto was attached to the Joint Application in *In the Matter Of: The Joint Application Of Kentucky Power Company, American Electric Power Company, Inc. And Central And South West Corporation Regarding A Proposed Merger*, Ky PSC Case No. 99-149. The Company’s August 25, 2025 Certificate of Existence is attached as **EXHIBIT 1**.

2. The Company serves approximately 162,000 retail customers in the following 20 counties of eastern Kentucky: Boyd, Breathitt, Carter, Clay, Elliott, Floyd, Johnson, Knott, Lawrence, Leslie, Letcher, Lewis, Magoffin, Martin, Morgan, Owsley, Perry, Greenup, and Rowan. Kentucky Power is a utility defined by KRS 278.010.

PUBLIC CONVENIENCE AND NECESSITY

3. The Company is currently rendering, and for a number of years has been rendering, retail electric service in and to the City of Jackson in Breathitt County, Kentucky.

4. The provision of retail electric service in and to the City of Jackson requires that Kentucky Power place its facilities on, under, above, and along the streets, alleys, public grounds, and rights-of-way, or otherwise make use of the streets, alleys, public grounds, and rights-of-way, of the City of Jackson.

5. The public convenience and necessity requires that Kentucky Power continues to provide retail electric service to and in the City of Jackson. The City of Jackson lies within the certified territory of Kentucky Power, as that term is defined in Chapter 278 of the Kentucky Revised Statutes, and such as Kentucky Power possesses the exclusive rights to provide retail electric service in and to the City of Jackson. *See* KRS 278.018(1).

6. Kentucky Power's existing franchise to place its facilities on, under, above, and along the streets, alleys, public grounds, and rights-of-way, of the City of Jackson for the purpose of providing retail electric service expired on August 24, 2025.

7. The Company desires to bid for a franchise to use the streets, alleys, public grounds, and rights-of-way of the City of Jackson for the provision of retail electric service to and in the City of Jackson. Kentucky Power respectfully requests the Commission issue its

Order on or before September 8, 2025, granting the Company a CPCN so that it may bid for the required franchise on September 9, 2025.

8. A copy of the ordinance providing for the advertisement and sale of the City of Jackson franchise is attached hereto as **EXHIBIT 2**.

9. The advertisement to receive bids on the City of Jackson franchise was published in the newspaper of general circulation for the City of Jackson on August 20, 2025. A copy of the published advertisement is attached hereto as **EXHIBIT 3**.

10. If successful in obtaining a franchise from the City of Jackson, Kentucky Power will file a copy of the franchise with the Commission using the Commission's electronic tariff filing system.

COMMUNICATIONS

11. Kentucky Power respectfully requests that communications in the matter be delivered to:

Katie M. Glass
Stites & Harbison, PLLC
kglass@stites.com

Kenneth J. Gish, Jr.
Stites & Harbison, PLLC
kgish@stites.com

Juan M. Dawson II
Stites & Harbison, PLLC
jdawson@stites.com

Michael J. Schuler
mjschuler@aep.com

Kentucky Power Company
Kentucky_regulatory_services@aep.com

Kentucky Power and the persons indicated above possess the facilities to receive electronic transmissions. Kentucky Power waives services by United States Mail.

WHEREFORE, Kentucky Power Company respectfully requests that the Public Service Commission of Kentucky issue an Order on or before September 8, 2025:

- (a) Granting the Company a CPCN authorizing Kentucky Power to bid upon and obtain a franchise from the City of Jackson, Breathitt County, Kentucky to use the streets, alleys, public grounds, and rights-of-way to provide retail electric service in the city; and
- (b) Granting the Company all further relief to which it may appear entitled.

Respectfully submitted,



Katie M. Glass
STITES & HARBISON PLLC
421 West Main Street
P. O. Box 634
Frankfort, Kentucky 40602-0634
Telephone: (502) 223-3477
Fax: (502) 560-5377
kglass@stites.com

Kenneth J. Gish, Jr.
STITES & HARBISON PLLC
250 West Main Street, Suite 2300
Lexington, Kentucky 40507-1758
Telephone: (859) 226-2300
Fax: (859) 253-9144
kgish@stites.com

COUNSEL FOR KENTUCKY POWER
COMPANY

Exhibit 1

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: 342365
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,

KENTUCKY POWER COMPANY

KENTUCKY POWER COMPANY is a corporation duly incorporated and existing under KRS Chapter 14A and KRS Chapter 271B, whose date of incorporation is July 21, 1919 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 25th day of August, 2025, in the 234th year of the Commonwealth.



Michael G. Adams

Michael G. Adams
Secretary of State
Commonwealth of Kentucky
342365/0028317

Exhibit 2

ORDINANCE NO. #071725A

An Ordinance of the City Council of the City of Jackson, Kentucky, Providing for the Advertisement and Sale of a Franchise Authorizing the Owner Thereof to Own, Maintain, Construct and Operate Electric Power Transmission and Distribution Lines Upon, Along, Over and Under the Streets, Thoroughfares, Alleys, Sidewalks, Bridges, Public Ways and Other Public Places of the Said City.

WHEREAS, the City of Jackson, Breathitt County, Kentucky is incorporated under the provisions of the Kentucky Revised Statutes, and desires to grant a franchise for an electric power company to own, maintain, construct and operate its electric power transmission and distribution lines upon, along, over and under the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places of the City of Jackson, Breathitt County, Kentucky, and

WHEREAS, there exists a public necessity for adequate service of electric power and energy to the citizens of the City of Jackson, Breathitt County, Kentucky, and

WHEREAS, it appears that it is in the interest of the public that a franchise be advertised and sold, granting and entitling the grantee to use the streets, thoroughfares, alleys, sidewalks, bridges, public ways and public places for the erection, operation and maintenance of lines for the transmission and distribution of electric power to the citizens of the City of Jackson, Breathitt County, Kentucky, and to persons, firms and corporations beyond the limits of the City of Jackson, Breathitt County, Kentucky.

**BE IT ORDAINED BY THE CITY OF Jackson, Breathitt County,
KENTUCKY, AS FOLLOWS:**

SECTION I

That there be sold at public auction to the highest and best bidder, the franchise, privilege, right and authority to acquire, maintain, construct and operate in, above, under, across and along the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places (as the same now exist or may hereafter be laid out) of the City of Jackson, Breathitt County, Kentucky, lines, poles and equipment for the distribution of electric energy, either by means of overhead or underground conductors, with all the necessary or desirable appurtenances, for the purpose of supplying electric energy to said City and the inhabitants thereof, and persons and corporations beyond the limits thereof, for light, heat, power and any other purpose or purposes for which electric energy is now or may hereafter be used, and for the transmission of the same within, through or across said City.

SECTION 2

Said lines and appurtenances shall be constructed so as to interfere as little as possible with the traveling public in its use of the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places.

SECTION 3

The franchise, privilege, right and authority shall be in full force and effect for a period of twenty (20) years from the date of passage of the Ordinance granting the franchise.

SECTION 4

The grantee of this franchise shall save the City harmless from any and all liability arising in any way from negligence in the erection, maintenance or operation of said lines and appurtenances.

SECTION 5

The grantee of this franchise shall have the right and privilege to take up such portion or part of any pavement and make such excavation in the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places of the City of Jackson as may be deemed necessary for the construction and maintenance of its lines, wires or cables, but, whenever the grantee of this franchise shall begin the erection of any lines or other equipment, it shall promptly and diligently prosecute the work to completion, and leave the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places where such work is done in as good condition of repair as before such work was commenced.

SECTION 6

Whenever in this franchise either the City of Jackson or the grantee thereof is referred to, it shall be deemed to include the respective successors and assigns, of either, and all rights, privileges and obligations contained in this franchise shall be binding upon, and inure to the benefit of, the respective successors and assigns, of the City and said grantee, whether so expressed or not.

SECTION 7

The grantee of this franchise may make such rules and regulations covering the furnishing of said electric energy as may be fair and reasonable and consistent with the standard practice of the grantee. Said grantee may charge such rates for electric service as shall be fair and reasonable. The said grantee shall render service under said franchise of like quality, that is, adequate, efficient and reasonable, to that now being rendered to said City.

SECTION 8

The consideration paid by the successful bidder for the franchise, privilege, right and authority provided for herein, shall be complete compensation and consideration for said franchise, privilege, right and authority, and for the use and occupancy of the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places of the City, in lieu of any street or alley rental or of any charge for the use or occupancy of said streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places of said City, and in lieu of any pole tax or meter tax.

SECTION 9

The City Clerk for the City of Jackson, Breathitt County, Kentucky, is hereby appointed Special Commissioner, to sell said franchise, privilege, right and authority hereby ordered sold subject to the approval of the City Council, and said Special Commissioner is directed to offer said franchise for public sale to the highest bidder on the 9th day of Sept., 2025, at 1:00 p.m. at the front door of the City Building, at 333 Broadway St., Jackson, Kentucky, 41339, after she has given due notice thereof by publication or advertisement as required by law.

SECTION 10

Bids and proposals for the purchase and acquisition of the franchise, privilege, right and authority hereby granted shall be in writing and shall be delivered to the Special Commissioner on the date and at the time fixed by the Special Commissioner in said advertising for receiving bids. Thereafter, the Special Commissioner shall report and submit to the City Council at the time and place of its next regular meeting said bids and proposals for its approval, and said City Council reserves the right for and on behalf of the City of Jackson to

reject any and all bids for said franchise, privilege, right and authority. In the event the bids reported by the Special Commissioner shall be rejected by the said City Council, it may direct, by resolution or ordinance, said franchise, privilege, right and authority to be again offered for sale from time to time until a satisfactory bid therefor shall be received and approved. Each bid shall be accompanied by a deposit and each bidder shall post bond in accordance with the provisions and requirements of KRS 96.020. However, such deposit and bond need not be made by a corporation or person already owning, in or adjacent to the City of Jackson, Breathitt County, Kentucky, a plant and equipment sufficient to render the service required by this Ordinance.

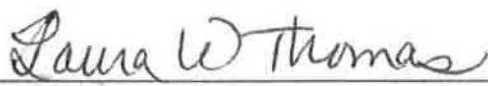
SECTION 11

Each bidder for said franchise, privilege, right and authority shall file, as a part of its bid, a certified copy of a Certificate of Convenience and Necessity from the Public Service Commission of Kentucky, issued under the authority of KRS 278.020.

SECTION 12

The Ordinance granting this franchise shall be accepted by the grantee thereof within sixty (60) days from the date of its passage.

APPROVED, this 29th day of July, 2025.



Laura W. Thomas, Mayor

ATTEST:

Charles Herald
Charles Herald, Clerk

Introduction and First Reading: July 17, 2025

Second Reading: July 29, 2025

Exhibit 3

Times-Voice Directory



GREG ROBINSON
NICK NAPIER
Owners

AUTO PARTS
HUTCH AUTOMOTIVE
615 Hwy 15 North
(Old Western Auto building)
Phone (606) 666-7546 • (606) 666-7547
Fax (606) 666-7548

Dot Weld
Welding • Fabrication • Sandblasting • Exhaust-Muffler Service
UTV Accessories • Utility - Equipment Trailers-Feeders and Parts



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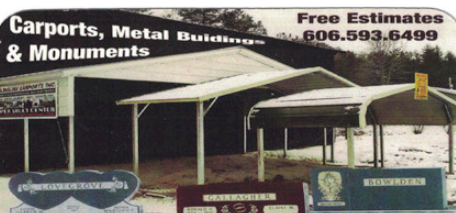
SERVICES INCLUDE:
• Grass Cutting • Weed Eating
• General Property Maintenance & Clean-ups.

Contact Bill Jones
10 Lois Lane, Hardshell KY 41348
Home: (606) 272-6894



Misc. Directory

Carports, Metal Buildings & Monuments



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Worship
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Sunday Evening
6:00 P.M.

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FOR SALE

25 acres more or less on Laurel Fork, \$15,000 or best offer, call Jeff Russell at 937-543-2130 for more information. 4TE8-27

The Breathitt County Board of Education will hold a regular board meeting on Tuesday, August 26, 2025, at Breathitt High School (2307 Bobcat Lane, Jackson KY 41339) at 5:00p.m and via video teleconference.

The Breathitt County Board of Education encourages the public to participate by joining the live stream or attending in person. A link to the live video stream and a link to the meeting agenda will be available on the Breathitt County Schools homepage (www.breathitt.kyschools.us).

2022 UNMINED COAL REBILLS

9-1-25	2% discount
10-31-25	face value
11-1-25	5% penalty
11-30-25	21% penalty

Last day of collection is 2-16-26 at 4 p.m.

NOTICE OF SALE

Pursuant to the provisions of Ordinance No. 071725A, I, the undersigned, City Clerk of the City of Jackson, Kentucky, will offer for sale at public auction an electric power franchise and will sell same to the highest and best bidder, subject to the right reserved in said ordinance to the City Council of the City of Jackson, Kentucky, to reject any and all bids; said sale to be held at the hour of 1:00 p.m. on September 9, 2025, at the front door of the City Building, located 333 Broadway Street, Jackson, Kentucky. All persons, firms or corporations desiring to offer bids shall submit them in writing to the undersigned at said time and place in accordance with and subject to the terms and provisions set forth in Ordinance No. 071725A, a summary of which ordinance is as follows:

ORDINANCE NO. 071725A

An Ordinance of the City Council of the City of Jackson, Kentucky, Providing for the Advertisement and Sale of a Franchise Authorizing the Owner Thereof to Maintain, Construct and Operate Electric Power Transmission and Distribution Lines Upon, Along, Over and Under the Streets, Thoroughfares, Alleys, Sidewalks, Bridges, Public Ways and Other Public Places of the Said City.

The franchise shall be in effect for twenty (20) years from the date of the passage of the Ordinance granting it. The grantee of the franchise shall save the City harmless from any and all liability arising in any way from negligence in the erection, maintenance or operation of said lines and appurtenances. The grantee of the franchise shall have the right to take up portions of and make excavation in the streets, alleys, sidewalks, public ways and public places of the City as deemed necessary for the construction and maintenance of the aforesaid electric transmission and distribution lines, but the grantee of the franchise shall promptly prosecute such work to completion and shall leave the streets, alleys, sidewalks, public ways and public places in as good condition of repair as before such work was commenced. The franchise granted will be binding upon and will inure to the benefit of the successors and assigns of the City and of the grantee. The grantee shall make such rules and regulations covering the furnishing of said electric energy as may be fair and reasonable and consistent with the standard practice of the grantee. Said grantee may charge such rates for electric service as shall be fair and reasonable. The said grantee shall render service under said franchise of like quality, that is, adequate, efficient and reasonable, to that now being rendered to said City.

Bids and proposals for the purchase and acquisition of the franchise shall be in writing and shall be delivered to Charles Herald, City Clerk, who is appointed Special Commissioner, to sell said franchise and the Special Commissioner is directed to offer said franchise for sale at public auction on the 9th day of September, 2025, at 1:00 p.m. at the front door of the Jackson City Building, located at 333 Broadway St., Jackson, Kentucky, after he has advertised the sale of the franchise by inserting a notice of sale in the *Jackson Times Voice*, a newspaper of general circulation, with the advertisement to include a summary of the Ordinance. Bids for the franchise shall be in writing and each bidder shall file as a part of its bid a certified copy of a Certification of Convenience and Necessity from the Public Service Commission of Kentucky issued pursuant to KRS 278.020(3).

Introduction and First Reading: July 17th, 2025
Second Reading: July 29th, 2025
Published: August 20th, 2025

Charles Herald
Charles Herald, Clerk
City of Jackson, Kentucky

CERTIFICATION

The undersigned, Bruce Herald, hereby certifies that the foregoing Summary has been prepared or approved by him, an attorney licensed to practice law in the Commonwealth of Kentucky.

Bruce Herald

Breathitt County Honey Festival
Labor Day Weekend 2025

Friday August 29th

- 6 pm Carlee Whitaker, Riley Melton, and Kendra Slone
- 7 pm The Bizkit Gravy Combo
- 8 pm Walker White
- 9 pm Midlife Crisis

Saturday August 30th

- 5 pm Breathitt County Community Band
- 5:30 pm BHS Jazz Band
- Bluegrass Night featuring:
- 6 pm Sarah Kate Morgan & Leo Shannon
- 7 pm The Mountain Laurels
- 8 pm Cold River Band feat. Eli Delbridge
- 9 pm Bibelhauser Brothers

Music stage located next to WJSN radio station

MOVIE IN THE PARK

SNOW WHITE MEET & GREET 7:00

SAT. SEPTEMBER 20TH AT DUSK @ DOUTHITT PARK

KIDS GAMES STARTING AT 7:30

POP CORN

OPERATION JACKSON PARKS & RECREATION

100 North Point Ave. Jackson, Ky 41339
606-666-8980

Honey Festival 2025

SATURDAY AUGUST 23RD

HONEY PAGEANT
BREATHITT HIGH SCHOOL
P.E. GYM
DOORS OPEN @ 5 PM
PAGEANT STARTS @ 6PM

FRIDAY AUGUST 29TH

FOOD & CRAFT BOOTHS OPEN
DOWNTOWN JACKSON
NOON - 10:00 PM

LIVE MUSIC
MAIN STAGE- PARKING LOT BY WJSN RADIO STATION
6:00 PM- 10:00 PM

INFLATABLES (FREE)
PARKING LOT BY LIFESKILLS CENTER
5:00- 10:00 PM

HONEY BOWL
BHS FOOTBALL FIELD
7:30PM

SATURDAY AUGUST 30TH

HONEY & BISCUITS INFORMATION BOOTH
9:00 AM

FOOD & CRAFT BOOTHS OPEN
DOWNTOWN JACKSON
10:00 AM - 10:00 PM

INFLATABLES (FREE)
PARKING LOT BY LIFESKILLS CENTER
10:00 AM- 10:00 PM

QUILT SHOW
GUERRANT PRESBYTERIAN CHURCH
10:00 AM - 4:00 PM

HONEY FESTIVAL PARADE
BEGINS @ BREATHITT HIGH SCHOOL
11:00 AM

BILL DIXON MOTORCYCLE STUNT SHOW
BROADWAY STREET
1:00 PM

JR. HONEY BOWL VS. MORGAN CO.
BHS FOOTBALL FIELD
STARTING @ 3:00 PM
(3 GAMES TOTAL)

LIVE MUSIC
MAIN STAGE- PARKING LOT BY WJSN RADIO STATION
5:00 PM - 10:00 PM

CRUISE IN
CITY HALL PARKING LOT
6:00 PM - 8:00 PM

PARADE OUT OF TOWN TO FOLLOW

4-H CORN DOG EATING CONTEST
EXTENSION OFFICE
7:45 PM

HONEY FESTIVAL BASS TOURNAMENT
PANBOWL LAKE (OLD RAMP)
6:00PM - 1:00 AM

SUNDAY AUGUST 31ST

FOOD & CRAFT BOOTHS OPEN
DOWNTOWN JACKSON
10:00 AM - 5:00 PM

CORNEY TWIST (FREE)
INFORMATION BOOTH
10:00AM- 12:00 PM

KIDS PARADE
CITY HALL PARKING
1:30 PM

CORNEY TWIST (FREE)
BHS FOOTBALL FIELD
1:00- 4:00 PM

KIDS FEST (FREE)
BHS FOOTBALL FIELD
1:30 PM - 3:30 PM

BUBBLE BOUNCE FOAM PARTY (FREE)
BHS FOOTBALL FIELD
3:30 PM - 5:30 PM

BIBLE TRIVIA
JACKSON UNITED METHODIST
REGISTRATION @ 1:30
2:00-5:00PM

COMMUNITY WORSHIP SERVICE & MUSIC
MAIN STAGE- PARKING LOT BY WJSN RADIO STATION
MUSIC STARTS @ 3:00 PM
SERVICE @ 6:00 PM

MONDAY SEPTEMBER 1ST

KIDS FUN RUN & HONEY RUN/WALK
JUNIPER HEALTH
CHECK IN @ 8:00AM
Races Start @ 8:30AM



NOTICE OF APPOINTMENT
STATE OF KENTUCKY
COUNTY OF BREATHITT

I, James E. Turner, Clerk of the Breathitt District Court in and for the county and state aforesaid, do hereby certify that the following persons have been appointed by the Breathitt District Court and qualified according to law, and all persons indebted to said estates are requested to call and settle with the undersigned person at the designated address within (6) months of the date of the appointment.

Date: 8/7/25; Estate: Scarlett Smith, 75 Calvin Morris Rd., Booneville, KY 41314; Fiduciary & Address: Susan Smith, 75 Calvin Morris Rd., Booneville, KY 41314.

Date: 8/4/25; Estate: Homer L. Johnson; Fiduciary & Address: Georgia Johnson, 388 Belcher Fork Road, Jackson, KY 41339.

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