

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

In the Matter of:

Electronic Investigation Of The Proposed Pole	)	
Attachment Tariffs of Kentucky Power	)	Case No. 2026-00014
Company	)	

**KENTUCKY POWER COMPANY’S REPLY TO KBCA’S RESPONSE TO THE  
COMMISSION’S JANUARY 23, 2026 ORDER**

The Commission opened this case on January 23, 2026 after determining that “[h]aving reviewed the proposed tariff and being otherwise sufficiently advised, the Commission finds that an investigation is necessary to determine the reasonableness of the proposed tariff.”<sup>1</sup> The Commission also added Kentucky Broadband and Cable Association (“KBCA”) as a party to the case, noting that KBCA had previously filed objections to Kentucky Power Company’s tariff filed in response to the Commission’s emergency pole attachment regulation.<sup>2</sup> The Commission likewise established a January 30, 2026 deadline for requests for intervention and a February 6, 2026 deadline for KBCA (or any other intervenors) to file specific objections to Kentucky Power’s proposed tariff.

No parties filed requests for intervention on or before the January 30, 2026 deadline. Moreover, KBCA did not file any objections to Kentucky Power’s proposed tariff by February 6, 2026. Instead, KBCA filed its “Response to the Commission’s January 23, 2026 Order” in which it stated that “[b]ecause the tariffs [sic] comply with the regulation, KBCA does not have any formal objections at this time.”<sup>3</sup>

---

<sup>1</sup> See January 23, 2026 Order, p. 1.

<sup>2</sup> *Id.* at 2.

<sup>3</sup> KBCA’s February 6, 2026 Response to the Commission’s January 23, 2026 Order, p. 1.

Additionally, as noted in the cover letter transmitting Kentucky Power's proposed pole attachment tariffs, the only difference between the current proposed tariff and the tariff filed in response to the Commission's emergency regulation is the removal of references to provisions from the prior regulation.<sup>4</sup> Thus, the proposed tariff is materially identical to the tariff filed in response to the Commission's emergency regulation and which was approved over KBCA's objections on May 28, 2025. Because the tariffs are materially identical to those previously approved by the Commission and because KBCA—the only intervenor in this case (who was made an intervenor not pursuant to its own request but by virtue of the Commission's January 23, 2026 order opening this proceeding)—concedes that the tariff complies with the permanent regulation, Kentucky Power requests that the Commission approve the Company's proposed pole attachment tariff as soon as possible.

Respectfully submitted,



---

Robert J. Patton  
328 East Court Street  
Prestonsburg, Kentucky 41653  
Telephone: (606) 886-1343  
Fax: (606) 886-1349  
[RJPatton@bellsouth.net](mailto:RJPatton@bellsouth.net)

*Counsel for Kentucky Power Company*

---

<sup>4</sup> See Kentucky's Power's December 10, 2026 Cover Letter Transmitting its Proposed Pole Attachment Tariffs.