

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

IN THE MATTER OF: ELECTRONIC TARIFF FILING OF BIG RIVERS ELECTRIC CORPORATION OF A RETAIL ELECTRIC SERVICE AGREEMENT WITH JUSTIFIED DATAPOWER LLC, A SUBSIDIARY OF TERAWULF INC.	: : : :	CASE NO. 2026-00115
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**MOTION TO INTERVENE OF
JUSTIFIED DATAPOWER LLC, A SUBSIDIARY OF TERAWULF**

Pursuant to 807 KAR 5:001, Section 4(11), KRS 278.310, and KRS 278.040(2), Justified DataPower LLC, a subsidiary of TeraWulf Inc. (“TeraWulf”), requests that it be granted full intervenor status in the above-captioned proceeding and states in support thereof as follows:

1. 807 KAR 5:001, Section 4(11)(b), provides that the Commission shall grant a person leave to intervene only if the Kentucky Public Service Commission (“Commission”) finds that the person has made a timely motion for intervention and has demonstrated a “special interest” in the case that is not otherwise adequately represented; or that the person’s intervention is likely to present issues or to develop facts that assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings.
2. TeraWulf filed a timely motion to intervene in this proceeding.
3. TeraWulf has a special interest in this proceeding as the party contracting with Big Rivers Electric Corporation (“Big Rivers”) and Kenergy Corp. (“Kenergy”) under the proposed Agreement for Electric Service (the “Agreement”) that is the subject of this proceeding. TeraWulf is also the entity that will own and operate the Facility that is the subject of the Agreement. The issues presented in this proceeding will directly and materially affect TeraWulf’s contractual rights and obligations, financial investments, and operational responsibilities under the Agreement. Accordingly, TeraWulf has a special interest that cannot be adequately represented by any other prospective participant in this proceeding.

4. TeraWulf's participation will also assist the Commission by presenting facts and issues uniquely within TeraWulf's knowledge regarding the development, ownership, operation, and implementation of the Facility. As a party to the Agreement, and one of the parties responsible for implementing and performing the obligations contemplated therein, TeraWulf possesses unique knowledge and perspectives that will assist the Commission in judging the reasonableness of the Agreement. TeraWulf's participation will therefore assist the Commission in developing a complete factual record and evaluating the issues presented in this proceeding without unduly complicating or disrupting the case.

5. The attorneys for TeraWulf authorized to represent it in this proceeding and to accept service of all documents are:

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WHEREFORE, TeraWulf requests that it be granted full intervenor status in the above-captioned proceeding.

Respectfully submitted,

/s/ Michael L. Kurtz

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**COUNSEL FOR JUSTIFIED DATAPOWER LLC,
A SUBSIDIARY OF TERA WULF**

May 20, 2026