

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC INVESTIGATION OF THE)	
SERVICE, RATES AND FACILITIES OF)	CASE NO.
KENTUCKY POWER COMPANY)	2021-00370

ORDER

On September 15, 2021, the Commission initiated this investigation of the service, rates, and facilities of Kentucky Power Company (Kentucky Power) due to significant concerns raised by the Commission regarding, among other things, American Electric Power's (AEP) pending "strategic review" and potential sale of AEP's Kentucky assets, including Kentucky Power, and conflicting decisions between this Commission and the West Virginia Public Service Commission regarding the construction of projects to comply with environmental regulations at the Mitchell Power Plant (Mitchell).¹ The Commission takes administrative notice of AEP's October 26, 2021 news release that AEP plans to sell Kentucky Power to Liberty, a subsidiary of Algonquin Power & Utilities Corp. One of the issues presented is the status of Kentucky Power employees who work at Mitchell and Kentucky Power's interest in Mitchell.

Given the Commission's statutory authority to ensure that Kentucky Power continues to provide safe, adequate, and reliable service to its ratepayers, the Commission, on its own motion, finds that, Kentucky Power should request Commission

¹ Kentucky Power and Wheeling Power Company (Wheeling Power), an AEP subsidiary, each own an undivided 50 percent interest in Mitchell, which is located in Moundsville, WV, and is operated by Kentucky Power under an operating agreement with Wheeling Power.

approval prior to any change to the Mitchell Operating Agreement. The Commission further finds that a hearing should be scheduled on Tuesday, November 30, 2021, at 9:00 a.m. Eastern Standard Time in the Richard Raff Hearing Room at the offices of the Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky, to take evidence on the pending matters. Counsel for each of the parties should file a motion requesting Commission approval for counsel or the party's witnesses to participate virtually.

IT IS THEREFORE ORDERED that:

1. Kentucky Power shall request Commission approval prior to any change to the Mitchell Operating Agreement.
2. A hearing in this matter shall be held on November 30, 2021, at 9:00 a.m. Eastern Standard Time, in the Richard Raff Hearing Room at the offices of the Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky.
3. Parties may file a motion requesting to participate virtually in the November 30, 2021 hearing.
4. Kentucky Power shall give notice of the hearing in compliance with 807 KAR 5:001, Section 9(2)(b). In addition, the notice of hearing shall include the following statements: "This hearing will be streamed live and may be viewed on the PSC website, psc.ky.gov"; and "Public comments may be made at the beginning of the hearing. Those wishing to make oral public comments may do so by following the instructions listed on the PSC website, psc.ky.gov." At the time the notice is mailed or publication is requested, Kentucky Power shall forward a duplicate of the notice and request to the Commission.
5. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video transcript shall be made of the hearing.

By the Commission



ATTEST:


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