

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

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

ORDER

A hearing in the above-styled matter was held on Tuesday, November 30, 2021, at 9 a.m. Eastern Standard Time. At the conclusion of the witness testimony, staff counsel requested to file post-hearing data requests.

From the bench, the Commission ruled on Kentucky Power Company's (Kentucky Power) motion to cancel the hearing, which was filed on November 19, 2021, and a response to the motion jointly filed by Attorney General of the Commonwealth of Kentucky, by and through the Office of Rate Intervention (Attorney General) and Kentucky Industrial Utilities Customers, Inc. (KIUC). In its motion, Kentucky Power maintained that the purpose of the November 30, 2021 hearing was satisfied because Kentucky Power filed certain information in a related proceeding. In their joint response, Attorney General/KIUC requested that the hearing be converted to an informal conference for the purpose of discussing a procedural schedule for the other proceeding. The Commission will treat Attorney General/KIUC's request as a motion. The Commission denied Kentucky Power's motion upon a determination that the purpose of this hearing extended to additional subject matters. The Commission agreed to allow the parties and

Commission Staff to discuss a procedural schedule for the related proceeding at the end of the November 30, 2021 hearing.

The Commission overruled Kentucky Power's objection to hearing topics filed on November 24, 2021, and to Kentucky Power's supplemental notice of objection to hearing topics filed on November 29, 2021. Kentucky Power argued that the hearing topics proposed by the parties, KIUC in particular, were overly broad and included matters better addressed in other related proceedings for reasons of due process and administrative efficiency. KIUC argued that this was a discovery hearing, and not a hearing on the merits, and thus there were no due process concerns at issue. KIUC further argued that, because of a compressed timeline for processing related cases, administrative efficiency would be best served by addressing certain topics at the hearing in this matter. The Commission determined that the purpose of the hearing was broader than asserted by Kentucky Power, and that certain subject matters were within the scope of this proceeding. For this reason, the Commission overruled Kentucky Power's objection.

IT IS THEREFORE ORDERED that:

1. Post-hearing data requests, if any, shall be filed on or before December 3, 2021.
2. Responses to post-hearing data requests shall be filed on or before December 14, 2021.
3. Kentucky Power's motion to cancel the November 30, 2021 hearing is denied.

4. Attorney General/KIUC's motion to convert the hearing to an informal conference is granted to the extent that the parties discuss a procedural schedule for another matter.

5. Kentucky Power's objection and supplemental objection to the hearing topics is overruled.

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By the Commission

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KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:


Executive Director

Case No. 2021-00370

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