

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF SOUTH)	
KENTUCKY RURAL ELECTRIC COOPERATIVE)	
CORPORATION FOR A GENERAL)	CASE NO.
ADJUSTMENT OF RATES, APPROVAL OF)	2021-00407
DEPRECIATION STUDY, AND OTHER GENERAL)	
RELIEF)	

O R D E R

On December 14, 2021, South Kentucky Rural Electric Cooperative Corporation (South Kentucky RECC) submitted an application seeking a general adjustment of rates and approval of a depreciation study. The application proposed that the new rates become effective on January 13, 2022. On December 19, 2021, the Attorney General's Office of Rate Intervention filed its motion to intervene.

By letter dated December 21, 2021, the Commission notified South Kentucky RECC that its application had been rejected for filing deficiencies. Pursuant to 807 KAR 5:001 Section 16 (4) (i) each application supported by a historical test period shall include a reconciliation of rate base and capital used to determine revenue requirements or a statement explaining why the required information does not exist and is not applicable to the utility's application. South Kentucky RECC filed a response to the deficiency on December 22, 2021, objecting to the lack of a reconciliation in its application being classified as a deficiency to be cured for the application to be accepted for filing. In the Commission's January 10, 2021 Order, the Commission granted South Kentucky RECC

deviations for its omission of a reconciliation and errors in its tariff and notice provided in its application and deemed its application accepted for filing on December 14, 2021.

Pursuant to KRS 278.180(1), no change in utility rates is permitted except upon 30 days' notice to the Commission. Therefore, since the application was accepted for filing as of December 14, 2021, the earliest date that South Kentucky RECC's proposed rates can be effective is January 13, 2022. Having reviewed South Kentucky RECC's application, the Commission finds that an investigation will be necessary to determine the reasonableness of the proposed rates and that an investigation cannot be completed by January 13, 2022. Therefore, pursuant to KRS 278.190(2), the Commission will suspend the effective date of the proposed rates for five months, up to and including June 13, 2022.

The Commission further finds that a procedural schedule should be established to review the reasonableness of the proposed rates. The procedural schedule is attached hereto as an Appendix to this Order and is incorporated herein.

IT IS THEREFORE ORDERED that:

1. South Kentucky RECC's proposed rates are suspended for five months, up to and including June 13, 2022.
2. The procedural schedule set forth in the Appendix to this Order shall be followed.
3. Any party filing a paper with the Commission shall file an electronic copy in accordance with the electronic filing procedures set forth in 807 KAR 5:001, Section 8. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked. The Commission directs the parties to the

Commission's July 22, 2021 Order in Case No. 2020-00085¹ regarding filings with the Commission.

4. As set forth in 807 KAR 5:001, Section 4(11)(a), a person requesting permissive intervention in a Commission proceeding is required to demonstrate either (1) a special interest in the proceeding that is not adequately represented in the case, or (2) that the person requesting permissive intervention is likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings. Further, KRS 278.040(2) requires that a person seeking intervention must have an interest in the rates or service of a utility, as those are the only matters that are subject to the Commission's jurisdiction. Therefore, any person requesting to intervene in a Commission proceeding must state with specificity the person's special interest that is not otherwise adequately represented, or the issues and facts that the person will present that will assist the Commission in fully considering the matter. A mere recitation of the quantity of utility service consumed by the movant or a general statement regarding a potential impact of possible modification of rates will not be deemed sufficient to establish a special interest. In addition, any motion to intervene filed after the date established in the procedural schedule shall also show good cause for being untimely. If the untimely motion is granted, the movant shall accept and abide by the existing procedural schedule.

¹ Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID-19* (Ky. PSC July 22, 2021), Order (in which the Commission ordered that for case filings made on and after March 16, 2020, filers are NOT required to file the original physical copies of the filings required by 807 KAR 5:001, Section 8).

5. South Kentucky RECC shall give notice of the hearing in accordance with the provisions set forth in 807 KAR 5:001, Section 9(2). In addition, the notice of hearing shall include the following statement: "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 listing on the PSC website, psc.ky.gov." At the time publication is requested, South Kentucky RECC shall forward a duplicate of the notice and request to the Commission.

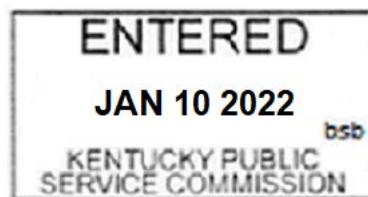
6. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

7. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video recording shall be made of the hearing.

8. The Commission does not look favorably upon motions for continuance. Accordingly, motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

9. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

By the Commission



ATTEST:

A handwritten signature in blue ink that appears to read "Linda G. Bridwell".

Linda G. Bridwell
Executive Director

Case No. 2021-00407

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2021-00407 DATED JAN 10 2022

Last day for intervention requests to be accepted.....01/14/2022

All initial requests for information to South Kentucky RECC
shall be filed no later than 01/20/2022

South Kentucky RECC shall file responses to initial requests for
information no later than..... 02/02/2022

All supplemental requests for information to South Kentucky RECC
shall be filed no later than 02/17/2022

South Kentucky RECC shall file responses to supplemental requests
for information no later than 03/03/2022

Intervenor testimony, if any, in verified prepared
form shall be filed no later than 03/09/2022

All requests for information to Intervenors shall
be filed no later than..... 03/18/2022

Intervenors shall file responses to requests for
information no later than..... 04/01/2022

South Kentucky RECC shall file, in verified form, its rebuttal
testimony no later than 04/13/2022

Public Hearing to be held in the Richard Raff Hearing Room
at the offices of the Public Service Commission at 211 Sower Boulevard,
Frankfort, Kentucky, for the purpose of cross-examination
of witnesses of South Kentucky RECC and Intervenors..... To be scheduled

Post-Hearing Briefs, if any..... To be scheduled

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