

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC TARIFF FILING OF KENTUCKY)	CASE NO.
POWER COMPANY TO UPDATE ITS PURCHASE)	2024-00289
POWER ADJUSTMENT RATES)	

ORDER

On August 15, 2024, Kentucky Power Company (Kentucky Power) filed a tariff, along with supporting documentation, to update its Purchase Power Adjustment tariff (Tariff P.P.A.) rates. Kentucky Power proposed an effective date of September 27, 2024.

The Commission also has two open dockets before it that deal with Kentucky Power's Tariff P.P.A. rates: Case No. 2023-00318¹ and Case No. 2024-00016.² Case No. 2023-00318 is currently in rehearing and the Commission has not yet rendered a decision in Case No. 2024-00016.

KRS 278.030 provides that a utility may collect fair, just and reasonable rates and that the service it provides must be adequate, efficient and reasonable. Having reviewed the proposed tariff and being otherwise sufficiently advised, the Commission finds that due to the fact that Case Nos. 2023-00318 and 2024-00016 are pending before the Commission, an investigation is necessary to determine the reasonableness of the proposed tariff relevant to this matter and that such investigation cannot be completed by

¹ Case No. 2023-00318, *Electronic Tariff Filing of Kentucky Power Company to Update its Purchase Power Adjustment Rates*.

² Case No. 2024-00016, *Electronic Application of Kentucky Power Company for: (1) Approval of the Rockport Offset True-Up Amount; (2) Approval to Collect the Rockport Offset True-Up Through Tariff Purchase Power Adjustment; and (3) All Other Required Approvals and Relief*.

September 27, 2024. Therefore, pursuant to KRS 278.190(2), the Commission will suspend the effective date of the proposed tariff for one day until September 28, 2024, to give the Commission time to render a decision in Case Nos. 2023-00318 and 2024-00016 and to allow Kentucky Power to update the tariff pending a final order, subject to refund, provided it gives written notice to the Commission of its intention to do so as required by KRS 278.190(2) and complies with all other applicable rules.

The Commission directs Kentucky Power to the Commission's July 22, 2021 Order in Case No. 2020-00085³ in which the Commission mandated the use of electronic filing procedures listed in 807 KAR 5:001, Section 8. Consistent with the filing procedures set forth in Case No. 2020-00085, the Commission finds that electronic filing procedures should be used.

The Commission further finds that a procedural schedule may be established at a later date as necessary.

IT IS THEREFORE ORDERED that:

1. This proceeding is established to investigate the reasonableness of the proposed tariff.
2. Kentucky Power's proposed tariff is suspended for one day, to September 28, 2024.
3. Kentucky Power's proposed tariff may be placed in effect by Kentucky Power on or after September 28, 2024, pending the final Order in this matter and subject

³ 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).

to refund, provided Kentucky Power files written notice to the Commission of its intention to do so as required by KRS 278.190(2) and complies with all other applicable rules.

4. If Kentucky Power files notice of its intention to place the proposed tariff into effect after the end of the suspension period, Kentucky Power shall maintain its records in such manner as will allow it, the Commission, or any customer to determine the amounts to be refunded and to whom in the event a refund is ordered upon final resolution of this matter.

5. Kentucky Power shall, by counsel, enter an appearance in this proceeding within seven days of the date of service of this Order. The entry of appearance shall include the name, address, telephone number, fax number, and electronic mail address of counsel.

6. Unless otherwise ordered by the Commission, the procedures set forth in 807 KAR 5:001, Section 8, related to service and electronic filing of papers shall be followed in this proceeding.

7. Pursuant to 807 KAR 5:001, Section 8(9), within seven days of the date of service of this Order, Kentucky Power shall file by electronic means a written statement that it waives any right to service of Commission Orders by United States mail and that it or its authorized agent possess the facilities to receive electronic submissions.

8. Unless a party granted leave to intervene states its objection to the use of electronic filing procedures in a motion for intervention, the party shall:

a. Be deemed to have consented to the use of electronic filing procedures and the service of all papers, including Orders of the Commission, by electronic means; and

b. Within seven days of the date of service of an order of the Commission granting intervention, file with the Commission a written statement that:

(1) It or its authorized agent possesses the facilities to receive electronic transmissions; and

(2) Sets forth the electronic mail address to which all electronic notices and messages related to this proceeding shall be served.

9. If a party objects to the use of electronic filing procedures and the Commission determines that good cause exists to excuse that party from the use of electronic filing procedures, service of documents on that party and by that party shall be made in accordance with 807 KAR 5:001, Section 4(8).

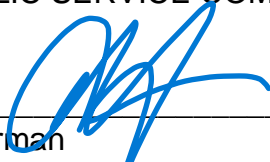
10. Requests for intervention shall be filed no later than October 4, 2024. As set forth in 807 KAR 5:001, Section 4(11)(a), a person requesting permissive intervention in a Commission proceeding is required to demonstrate either (1) a special interest in the proceeding, which is not adequately represented 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. 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 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 the potential impact of possible modification of rates will not be deemed sufficient to establish a special interest.

11. Any motion to intervene after the date established above shall also show good cause for being untimely. If the untimely motion is granted, the movant shall accept and abide by any existing procedural schedule.

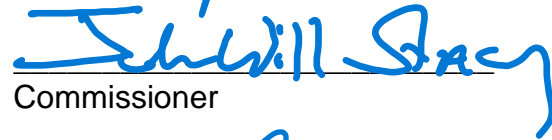
12. The records of Case Nos. 2023-00318 and 2024-00016 shall be incorporated by reference into the record of this proceeding.

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PUBLIC SERVICE COMMISSION



Chairman



Commissioner



Commissioner

ENTERED
SEP 26 2024
rca
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:



Executive Director

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