

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC TARIFF FILING OF KENTUCKY	)	CASE NO.
POWER COMPANY TO REVISE ITS INDUSTRIAL	)	2024-00305
GENERAL SERVICE TARIFF	)	

ORDER

On August 30, 2024, Kentucky Power Company (Kentucky Power) filed, through the Commission’s electronic Tariff Filing System, to revise its Industrial General Service Tariff (Tariff I.G.S). The proposed revisions would be applicable to new commercial and industrial customers requesting service on or after September 30, 2024, and who have contract demands of at least 150 MW. No current Kentucky Power customers would be affected. Kentucky Power proposed an effective date of September 30, 2024.

A procedural schedule was established in this case on September 26, 2024, to ensure timely processing of this case and suspended the effective date of the tariff for further investigation.<sup>1</sup> On October 3, 2024, the Attorney General of the Commonwealth of Kentucky, by and through the Office of Rate Intervention (Attorney General), was granted intervention.<sup>2</sup> On October 24, 2024, Kentucky Industrial Utility Customers, Inc. (KIUC) was granted intervention.<sup>3</sup> On December 5, 2024, Kentucky Power filed a request

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<sup>1</sup> Order (Ky. PSC Sept. 26, 2024).

<sup>2</sup> Order (Ky. PSC Oct. 3, 2024).

<sup>3</sup> Order (Ky. PSC Oct. 24, 2024).

to submit this matter for decision on the record and without a hearing.<sup>4</sup> The Attorney General filed a response on December 5, 2024, stating no objections.<sup>5</sup> No other responses regarding Kentucky Power's motion to submit has been filed.

In support of its request, Kentucky Power stated that, pursuant to the procedural schedule, intervenor testimony was due by December 4, 2024, and neither the Attorney General nor KIUC filed testimony by that date.<sup>6</sup> Kentucky Power argued that given the absence of intervenor testimony to rebut its direct testimony, the remaining deadlines in the procedural schedule related to requests for information to intervenors and rebuttal testimony are redundant.<sup>7</sup>

Kentucky Power indicated its willingness to defer to the Commission if a hearing is deemed necessary or beneficial to supplement the record and offers to make its witnesses available for any such hearing at the Commission's convenience.<sup>8</sup> Kentucky Power also expressed a willingness to attend an informal conference with Commission Staff and intervening parties to discuss any outstanding issues, evidence, or other matters that would aid in the disposition of the case.<sup>9</sup>

Having reviewed Kentucky Power's request and being otherwise sufficiently advised, the Commission finds that the request to submit this matter for decision on the

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<sup>4</sup> Kentucky Power's Request to Submit on the Record (filed Dec. 5, 2024).

<sup>5</sup> Attorney General's Response to Request to Submit on the Record (filed Dec. 5, 2024).

<sup>6</sup> Kentucky Power's Request to Submit on the Record.

<sup>7</sup> Kentucky Power's Request to Submit on the Record.

<sup>8</sup> Kentucky Power's Request to Submit on the Record.

<sup>9</sup> Kentucky Power's Request to Submit on the Record.

record should be granted and the procedural schedule should be modified to allow for briefing by the parties, should they choose to do so.


IT IS THEREFORE ORDERED that:

1. Kentucky Power's request to submit this matter for decision on the record is granted.
2. The procedural schedule established by Order dated September 26, 2024, is amended.
3. The parties shall file briefs, if they choose to do so, no later than January 17, 2025.
4. The parties shall file response briefs, should they choose to do so, no later than January 29, 2025. The response briefs shall be limited to issues raised in the initial briefs.
5. This case shall stand submitted for decision as of 12 a.m. Eastern Standard Time on January 30, 2025.
6. Any terms contained in the procedural schedule issued by Order dated September 26, 2024, not in conflict with this Order, shall remain in effect.

PUBLIC SERVICE COMMISSION

  
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Chairman

  
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Commissioner

  
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Commissioner

ATTEST:

  
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Executive Director

ENTERED  
DEC 20 2024 AH  
KENTUCKY PUBLIC  
SERVICE COMMISSION

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