

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC ANNUAL COST RECOVERY)	CASE NO.
FILING FOR DEMAND SIDE MANAGEMENT BY)	2024-00352
DUKE ENERGY KENTUCKY, INC.)	

ORDER

On November 1, 2024, Duke Energy Kentucky, Inc. (Duke Kentucky) filed a motion for leave to deviate from 807 KAR 5:001, Section 17(2)(b)(3),¹ which requires Duke Kentucky to publish notice once a week for three consecutive weeks in a prominent manner in a newspaper of general circulation in the utility's service area, the first publication to be made no later than the date the application is submitted to the Commission. In support of its motion, Duke Kentucky stated that it filed the application for the annual cost recovery filing for its demand side management on November 1, 2024, but was unable to publish notice in the Grant County News until November 7, 2024.²

Furthermore, Duke Kentucky asserted that the annual demand side management recovery filing is scheduled to run in five newspapers of general circulation with the first notice scheduled to be published in the Falmouth Outlook on October 29, 2024, the Kentucky Enquirer and Gallatin County News on October 30, 2024, LINK nky on

¹ Duke Kentucky's Motion for Leave to Deviate (Motion) (filed Nov. 1, 2024).

² Duke Kentucky's Motion at 2.

November 1, 2024, and Grant County News on November 7, 2024.³ Duke Kentucky stated that it made a good faith attempt to publish all notices on or before the date filing.⁴

Having reviewed the motion, the Commission finds that Duke Kentucky has demonstrated good cause, pursuant to 807 KAR 5:001 Section 22, to grant a deviation from the notice publication requirement. Duke Kentucky has substantially complied with the filing requirements in 807 KAR 5:001, Section 17(2)(b)(3), and that the compliance issue was not a result of Duke Kentucky's actions.

IT IS THEREFORE ORDERED that:

1. Duke Kentucky's motion for leave to deviate from the filing requirements is granted.
2. Duke Kentucky shall still run three consecutive notices in Grant County News even though the first notice ran after the date of the application filing.
3. Duke Kentucky shall provide proof of publication as required by 807 KAR 5:001 Section 17(3).

³ Duke Kentucky's Motion at 2–3.

⁴ Duke Kentucky's Motion at 3.

PUBLIC SERVICE COMMISSION



Chairman



Commissioner

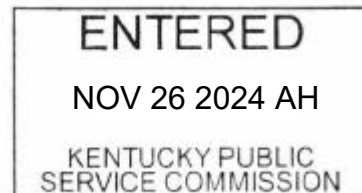


Commissioner

ATTEST:



Executive Director



Case No. 2024-00352

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