

COMMONWEALTH OF KENTUCKY
BEFORE THE KENTUCKY STATE BOARD ON ELECTRIC GENERATION AND
TRANSMISSION SITING

In the Matter of:

ELECTRONIC APPLICATION OF LOST CITY)	
RENEWABLES LLC FOR A CERTIFICATE OF)	
CONSTRUCTION FOR AN APPROXIMATELY)	CASE NO.
250 MEGAWATT MERCHANT ELECTRIC SOLAR)	2024-00406
GENERATING FACILITY IN MUHLENBERG)	
COUNTY, KENTUCKY PURSUANT TO)	
KRS 278.710 AND 807 KAR 5:110)	

ORDER

A hearing in the above-styled matter was held on Friday, June 13, 2025, at 9 a.m. Eastern Daylight Time at the offices of the Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky.

At the start of the hearing, counsel for Lost City Renewables LLC (Lost City Renewables) argued its motion to recuse Muhlenberg County Judge Executive Mack McGehee filed on June 12, 2025, the day prior to the hearing. The Siting Board member, Judge Executive McGehee, considered the question of whether he should recuse himself if he did not believe he could be impartial in adjudicating the case. Judge Executive McGehee determined that he could be impartial and the motion to recuse was therefore overruled.¹

At one point during the hearing, a Siting Board member provided a personal phone number for the purposes of staff addressing technical difficulties the member was

¹ Hearing Video Transcript of June 13, 2025 Hearing, 09:27:00-09:27:30.

experiencing. The Siting Board, consistent with KRS 61.878 (1)(a), finds that such personal identifying information (PII), whether it be a Siting Board member or a member of the public, to hold no substantive value to the questions before the Board thus the disclosure of which would constitute an unwarranted invasion of personal privacy. Accordingly, the Siting Board finds that those portions of the hearing video and transcript containing the personal phone number be edited so as not to reveal PII.²

At the conclusion of the witness testimony, a procedural schedule was established that provided for post-hearing requests for information and briefing.

IT IS THEREFORE ORDERED that:

1. Post-hearing requests for information, if any, shall be filed on or before June 20, 2025.
2. Responses to post-hearing requests for information shall be filed on or before June 27, 2025.
3. Simultaneous post-hearing briefs, if any, shall be filed on or before June 27, 2025.
4. Responses to post-hearing briefs, if any, shall be filed on or before July 3, 2025.
5. As described above, any portions of the hearing video or transcript which provide personal identifying information shall be stricken so as not to reveal PII censored.
6. This case shall stand submitted for a decision by the Siting Board effective 12:01 a.m. Eastern Daylight Time, July 4, 2025.

² 807 KAR 5:001, Section 10(a)(7).

PUBLIC SERVICE COMMISSION


Chairman, Public Service Commission

Vice Chairman, Public Service Commission


Commissioner, Public Service Commission


Secretary, Energy and Environment Cabinet,
or her designee



Secretary, Cabinet for Economic Development,
or his designee


Judge Executive Mack McGehee, ad hoc
member


David Theodore Jessup Jr., ad hoc member

by AT
1/ permission

ATTEST:


Executive Director
Public Service Commission
on behalf of the Kentucky State
Board on Electric Generation
and Transmission Siting



*James W Gardner
Sturgill, Turner, Barker & Moloney, PLLC
333 West Vine Street
Suite 1400
Lexington, KY 40507

*Honorable Harold Mac Johns
English, Lucas, Priest & Owsley, LLP
12 Public Square
P.O. Box 746
Elkton, KY 42220

*Rebecca C. Price
Sturgill, Turner, Barker & Moloney
155 East Main Street
Lexington, KY 40507

*Sean Joshi
Developer
Lost City Renewables Solar LLC
412 W. 15th Street
Floor 15
New York, NY 10011

*M. Todd Osterloh
Sturgill, Turner, Barker & Moloney, PLLC
333 West Vine Street
Suite 1400
Lexington, KY 40507