

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF KENTUCKY	)	
UTILITIES COMPANY FOR AN ADJUSTMENT OF	)	CASE NO.
ITS ELECTRIC RATES AND APPROVAL OF	)	2025-00113
CERTAIN REGULATORY AND ACCOUNTING	)	
TREATMENTS	)	

ORDER

This matter arises from a Kentucky Utilities Company's (KU) motion for deviation, pursuant to 807 KAR 5:001, Section 22, to deviate from the customer notice requirements in 807 KAR 5:001, Section 9(2)(b).¹

BACKGROUND

On July 31, 2025, the Commission issued Orders scheduling four public meetings across KU and Louisville Gas & Electric Company's service territories for the purpose of receiving public comments in this proceeding. In the Orders, the Commission scheduled four public comment meetings:

1. Louisville, Kentucky on September 8, 2025;
2. Madisonville, Kentucky on October 13, 2025;²
3. Lexington, Kentucky on October 14, 2025; and
4. Middlesboro, Kentucky on October 16, 2025.

¹ Motion to Deviate (Motion) (filed Oct. 27, 2025).

² This meeting was subsequently moved to October 30, 2025, due to a scheduling conflict.

On September 12, 2025, KU delivered the required customer notice to the Kentucky Press Service, Inc. (Kentucky Press), an organization that acts on behalf of newspapers of general circulation throughout the Commonwealth of Kentucky in which customers affected reside, to be published in accordance with 807 KAR 5:001, Section 9(2)(b).³ Kentucky Press directed each newspaper in writing to publish the customer notice in accordance with the Commission's regulation.

Despite instructions from KU, Kentucky Press' certain newspapers failed to publish the notice of the four public meetings across the Companies' service territories by between September 25, 2025, and October 6, 2025.⁴

MOTION

In its motion, KU argued that, although the listed newspapers failed to timely publish notice of the public meetings in accordance with 807 KAR 5:001, Section 9(2) between September 25, 2025, and October 6, 2025, other newspapers that in general circulation within the service area were published.⁵ Cumberland Tri-City News, a newspaper of general circulation in Harlan County, Kentucky, the Pineville Sun, a newspaper of general circulation in Bell County, Kentucky, and the Manchester Enterprise, a newspaper of general circulation in Clay County, Kentucky, failed to publish notice during the required time frame.

KU argued that although the Cumberland Tri-City News failed to publish the its notice, a second newspaper of general circulation in Harlan County, Kentucky, the Harlan

³ Motion at 1.

⁴ Motion at 2–3.

⁵ Motion at 2–3.

Enterprise, published the its notice during the required time frame.⁶ Similarly, although the Pineville Sun failed to publish the notice, a second newspaper of general circulation in Bell County, Kentucky, the Middlesboro Daily News, published the notice during the required time frame.⁷ Although the Manchester Enterprise failed to publish the notice, nearby newspapers of general circulation, including the Corbin Times Tribune, the London Sentinel Echo, and the Barbourville Mountain Advocate, all published notice during the required time frame.⁸ Additionally, the two newspapers with the largest circulation in Kentucky, the Lexington Herald-Leader and the Louisville Courier-Journal, which published the notice on October 1, 2025, and September 26, 2025, respectively.⁹

LEGAL STANDARD

Commission regulation 807 KAR 5:001, Section 9(2)(b)(2) states that if a utility has more than 20 customers, it shall be published at least one time and not less than seven nor more than 21 days prior to the hearing in a newspaper of general circulation in the areas that will be affected. Commission regulation 807 KAR 5:001, Section 22 permits the Commission to grant deviations upon a showing of good cause.

DISCUSSION AND FINDINGS

Having reviewed the motion and being otherwise sufficiently advised, the Commission grants KU's motion for a deviation and finds that KU has provided good cause to deviate from the notice requirements of 807 KAR 5:001, Section 9(2)(b)(2),

⁶ Motion at 3.

⁷ Motion at 3.

⁸ Motion at 3.

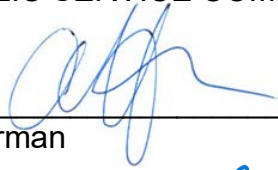
⁹ Motion at 3.

pursuant to 807 KAR 5:001, Section 22. Although KU requested publication of notice in a timely manner, and through no fault of KU, several newspapers failed to timely publish the notice. The Commission notes several other newspapers within the same general circulation area did publish the notice of the public meetings.

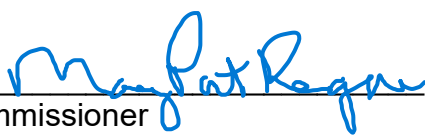
IT IS THEREFORE ORDERED that KU's October 27, 2025, motion for a deviation from 807 KAR 5:001, Section 9(2)(b)(2) for good cause is granted.

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PUBLIC SERVICE COMMISSION


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Commissioner


Commissioner

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