

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF KENTUCKY)
POWER COMPANY FOR APPROVAL OF (1) A)
CERTIFICATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO MAKE THE CAPITAL)
INVESTMENTS NECESSARY TO CONTINUE)
TAKING CAPACITY AND ENERGY FROM THE)
MITCHELL GENERATING STATION AFTER)
DECEMBER 31, 2028, (2) AN AMENDED)
ENVIRONMENTAL COMPLIANCE PLAN, (3))
REVISED ENVIRONMENTAL SURCHARGE)
TARIFF SHEETS, AND (4) ALL OTHER)
REQUIRED APPROVALS AND RELIEF)

CASE NO.
2025-00175

ORDER

This matter arises from an application filed by Kentucky Power Company (Kentucky Power) for a Certificate of Public Convenience and Necessity to make capital investments to Mitchell Generating Station, to amend its Environmental Compliance Plan, to revise its environmental surcharge tariff sheets, and for all other required approvals and relief. The Commission, on its own motion, finds that a procedural schedule should be established for the orderly processing of this case. The procedural schedule is attached as an Appendix to this Order.

IT IS THEREFORE ORDERED that:

1. The procedural schedule set forth in the Appendix to this Order shall be followed.

2. Parties shall respond to all requests for information propounded by Commission Staff, whether identified on the procedural schedule or otherwise, as provided in those requests.

3. Any party filing a paper with the Commission shall file an electronic copy in accordance with the electronic filing procedures set forth in 807 KAR 5:001, Section 8. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked. The Commission directs the parties to the Commission's July 22, 2021 Order in Case No. 2020-00085¹ regarding filings with the Commission.

4. 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 that 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 that 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 a potential impact of possible modification of rates will not be deemed sufficient to establish a special interest.

¹ 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).

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

6. Any hearing scheduled in this matter shall be held on the designated day or days and continued until called from the bench by the presiding officer. Pursuant to 807 KAR 5:001, Section 2, if the hearing is not concluded on the designated day, the hearing shall be continued upon verbal announcement by the presiding officer. A verbal announcement made by the presiding officer shall be proper notice of the continued hearing.

7. Witnesses who sponsor schedules, testimony, or responses to requests for information shall participate in person at any hearing scheduled in this matter.


8. Parties shall file a witness list at least seven days prior to the hearing date.


9. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video recording shall be made of the hearing.


10. The Commission does not look favorably upon motions for continuance. Accordingly, motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

11. The Commission does not look favorably upon motions to substitute witnesses or excuse witnesses from testifying at Commission hearings. Accordingly, motions to substitute witnesses or excuse a witness from testifying at a Commission hearing or from testifying in person at a Commission hearing shall be made in writing at least 14 days prior to the hearing and will be granted only upon a showing of good cause.

PUBLIC SERVICE COMMISSION


Chairman


Commissioner


Commissioner

ATTEST:


Executive Director



APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2025-00175 DATED AUG 1 2025

Last day for intervention requests to be accepted..... 08/07/2025

All initial requests for information to Kentucky Power
shall be filed no later than 08/11/2025

Kentucky Power shall file responses to initial requests for
information no later than..... 08/25/2025

All supplemental requests for information to Kentucky Power
shall be filed no later than 09/08/2025

Kentucky Power shall file responses to supplemental requests
for information no later than 09/22/2025

Intervenor testimony, if any, in verified prepared
form shall be filed no later than 10/03/2025

All requests for information to intervenors shall
be filed no later than 10/13/2025

Intervenors shall file responses to requests for
information no later than..... 10/27/2025

Kentucky Power shall file, in verified form, its rebuttal
testimony no later than 11/10/2025

Public hearing to be held for the purpose of cross-examination
of witnesses of Kentucky Power Company and intervenors To be scheduled

Post-hearing briefs, if any..... To be scheduled

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