

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	)	CASE NO.
MITCHELL GENERATING STATION AFTER	)	2025-00175
DECEMBER 31, 2028, (2) AN AMENDED	)	
ENVIRONMENTAL COMPLIANCE PLAN, (3)	)	
REVISED ENVIRONMENTAL SURCHARGE	)	
TARIFF SHEETS, AND (4) ALL OTHER	)	
REQUIRED APPROVALS AND RELIEF	)	

COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION  
TO THE OFFICE OF THE ATTORNEY GENERAL OF THE COMMONWEALTH OF  
KENTUCKY AND KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.

The Office of the Attorney General of the Commonwealth of Kentucky (Attorney General) and Kentucky Industrial Utility Customers, Inc. (KIUC) (collectively, AG/KIUC), pursuant to 807 KAR 5:001, shall file with the Commission an electronic version of the following information. The information requested is due on October 27, 2025. The Commission directs the Attorney General and KIUC to the Commission's July 22, 2021 Order in Case No. 2020-00085<sup>1</sup> regarding filings with the Commission. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked.

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<sup>1</sup> 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).

Each response shall include the question to which the response is made and shall include the name of the witness responsible for responding to the questions related to the information provided. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association or a governmental agency, be accompanied by a signed certification of the preparer or the person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

The Attorney General and KIUC shall make timely amendment to any prior response if they obtain information that indicates the response was incorrect or incomplete when made or, though correct or complete when made, is now incorrect or incomplete in any material respect.

For any request to which the Attorney General and KIUC fail or refuse to furnish all or part of the requested information, the Attorney General and KIUC shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

Careful attention shall be given to copied and scanned material to ensure that it is legible. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of that information in responding to this request. When applicable, the requested information shall be separately provided for total company operations and jurisdictional operations. When filing a paper containing personal information, the Attorney General and KIUC shall, in

accordance with 807 KAR 5:001, Section 4(10), encrypt or redact the paper so that personal information cannot be read.

1. Refer to Case No. 2021-00004<sup>2</sup> the Direct Testimony of Lane Kollen (Kollen Direct Testimony), page 5, lines 5–21, and page 6, lines 1–21, and page 7, lines 1–14.

a. In that testimony, which was filed by the Attorney General, Mr. Kollen recommended that the Commission not approve Kentucky Power Company's (Kentucky Power) request to make the Effluent limitation Guidelines (ELG) investment at the Mitchell Station. Explain in detail what factors have changed such that Mr. Kollen is now recommending that the Commission approve the ELG Investment in the Mitchell Station. Include in the response whether the environmental Protection Agency has given any indication that it will preserve and not abolish the ELG rules.

b. In the present case, if the ELG investment had not been made, explain whether AG/KIUC would still be recommending Kentucky Power make the ELG investment.

c. Explain whether the AG/KIUC would change their recommendation if Kentucky Power were not in need of the Mitchell generation capacity.

2. Explain the basis for the AG/KIUC's implicit assumption that Kentucky Power must divest any portion of its entire 50 percent undivided share of the Mitchell Station. Include in the response specific references in any Commission Order to a finding

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<sup>2</sup> Case No. 2021-00004, *Electronic Application of Kentucky Power Company for Approval of a Certificate of Public Convenience and Necessity for Environmental Project Construction at the Mitchell Generating Station, an Amended Environmental Compliance Plan, and Revised Environmental Surcharge Tariff Sheets* (filed June 7, 2021).

of fact or ordering paragraph that directs the Kentucky Power to divest its 50 percent undivided share of the Mitchell Station.



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Linda C. Bridwell, PE  
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DATED **OCT 13 2025** \_\_\_\_\_

cc: Parties of Record

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