

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF KENTUCKY)	
POWER COMPANY FOR (1) A GENERAL)	
ADJUSTMENT OF ITS RATES FOR ELECTRIC)	
SERVICE; (2) APPROVAL OF TARIFFS AND)	CASE NO.
RIDERS; (3) APPROVAL OF CERTAIN)	2025-00257
REGULATORY AND ACCOUNTING)	
TREATMENTS; AND (4) ALL OTHER REQUIRED)	
APPROVALS AND RELIEF)	

O R D E R

This matter arises from Kentucky Power Company's (Kentucky Power) January 21, 2026 motion, pursuant to 807 KAR 5:001, Section 22, for a deviation from the notice requirements set out in 807 KAR 5:001, Section 9(2), as it relates to the notice published regarding the Public Comment meeting in Ashland, Kentucky.¹

BACKGROUND

On December 3, 2025, Kentucky Power 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).² Kentucky Power requested, in writing, that Kentucky Press direct each newspaper in its service area publish notice between the dates of December 18, 2025,

¹ Kentucky Power Company's Notice of Filing of Proof of Newspaper Publication and Motion for Deviation (Motion) (filed Jan. 21, 2026).

² Motion at 1.

and January 1, 2026.³ Kentucky Power stated that *Louisa Big Sandy News* and the *Rowan County News* did not publish the notices as requested due to closures associated with the Christmas and New Years' Day holidays and published notice on January 7, 2026, or January 8, 2026, and *Hyden Leslie County News* did not run the notice at all due to an error on the part of the paper.⁴ Kentucky Power argued that it acted in good faith and with due care in arranging for the timely publication of the notice and used its best efforts to give notice of this matter in compliance with Commission's October 17, 2025⁵ Order and 807 KAR 5:001, Section 9(2)(b).⁶

LEGAL STANDARD

Commission regulation 807 KAR 5:001, Section 22, permits the Commission to grant deviations upon a showing of good cause. Commission regulation 807 KAR 5:001, Section 9(2)(b)(2), states that if notice of a hearing is published by the applicant in a newspaper, it shall be published at least one time and not less than seven or more than twenty-one days prior to the hearing in a newspaper of general circulation in the areas that will be affected.

DISCUSSION AND FINDINGS

Having reviewed the motion and being otherwise sufficiently advised, the Commission grants Kentucky Power's motion for a deviation and finds that Kentucky Power has provided good cause to deviate from the notice requirements of 807 KAR

³ Motion, Exhibit A.

⁴ Motion at 1-2.

⁵ Order (Ky. PSC Oct. 17, 2025).

⁶ Motion at 2.

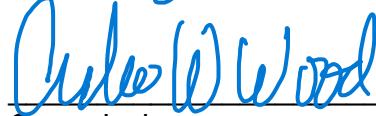
5:001, Section 9(2). Although Kentucky Power requested publication of notice in a timely manner, through no fault of Kentucky Power, two newspapers published notice late and one newspaper did not publish notice due to an error. Several other newspapers within the same general circulation area did publish the notice of the public comment meeting. Therefore, the Commission finds that Kentucky Power acted in good faith and any failure to comply with the regulation was due to factors outside its control and deviation from notice provisions should be granted.

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

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PUBLIC SERVICE COMMISSION


Chairman


Commissioner


Commissioner

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