

JAN 16 2026**PUBLIC SERVICE
COMMISSION**

**COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION**

IN THE MATTER OF:

**ELECTRONIC APPLICATION OF DUKE ENERGY)
KENTUCKY, INC. FOR A DECLARATORY ORDER) CASE NO. 2025-00142
REGARDING RECOVERY OF COSTS TO)
TO CONVERT CUSTOMERS TO ALTERNATE)
SOURCE OF FUEL)**

**MOTION TO INTERVENE OF
TOM MASON**

Pursuant to 807 KAR 5:001, Section 4(11), KRS 278.310, and KRS 278.040(2), Tom Mason (“Mason”) requests that he be granted leave to intervene in the above-captioned proceeding(s) and states in support thereof as follows:

1. Tom Mason owns property located at 1002 Cabin Creek Drive, Cold Spring, Kentucky 41076 (the “Property”) and has natural gas utility service through Duke Energy Kentucky, Inc. (“Duke”).

2. Upon information and belief, Mason’s Property is one of the twenty-seven (27) properties referenced in Duke’s June 3, 2025 Verified Application for Declaratory Order (the “Application”) that is attached directly to the existing pipeline by a farm tap.

3. Upon information and belief, Mason’s Property is one of the twenty-five (25) properties referenced in the Application whose natural gas service Duke anticipates terminating. (Application, pp. 1-2).

4. Duke has treated Mason as a utility customer since he acquired the Property and has informed Mason that his natural gas utility service at the Property will be discontinued.

5. In the Application, Duke requests that the Kentucky Public Service Commission (the “Commission”) permit it to abandon the existing gas line and thus the energy source serving

Mason's Property. Under KRS 278.030(2), "[e]very utility shall furnish adequate, efficient and reasonable service." Additionally, 807 KAR 5:006 states that "a utility shall not deny or refuse service to a customer who has complied with all the conditions of service." Since Mason has complied with all conditions of service, Duke should not be permitted to abandon the existing gas line serving his Property. Rather, Duke should be required to take appropriate actions as determined by the Commission in order to ensure that there remains "adequate, efficient and reasonable service" to his Property.

6. Part of Duke's proposal in the Application is to offer each affected customer "\$25,000.00 to convert to an alternate fuel source and waive their right to request Duke Energy Kentucky provide them with natural gas service." (Verified Application, pp. 4). If Duke is allowed to abandon its obligation to provide service to Mason, Mason will incur costs and expenses that substantially exceed the \$25,000.00 offered to convert to any alternate fuel, passing the cost of conversion to him. As a result, Duke should not be permitted to abandon its duty to provide "adequate, efficient and reasonable service" to Mason.

7. Under 807 KAR 5:001, Section 4(11)(a)(1) a person requesting leave to intervene as a party to a case before the Commission, may file a timely motion, stating his or her interest in the case and how 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.

8. 807 KAR 5:001, Section 4(11)(b) requires the Commission to grant a person such leave to intervene if the Commission finds that he or she has made a timely motion for intervention and that he or she has a special interest in the case that is not otherwise adequately represented or that his or her intervention is likely to present issues or to develop facts that assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings.

9. In an Order filed on December 16, 2025, the Commission specifically ordered all motions for intervention for this case to be filed no later than January 16, 2026. Consequently, Mason has filed a timely motion to intervene in this proceeding.

10. As a utility customer of Duke, Mason has a special interest in this case. As stated in the Application, Duke seeks to abandon the established gas lines serving twenty-five (25) properties, one of which is believed to be the Mason Property. Such abandonment of services to Mason's Property directly impacts Mason's use and enjoyment of his Property and passes on additional costs and expenses to Mason that would be required for the beneficial use and enjoyment of his Property.

11. Furthermore, Mason's special interest cannot be adequately represented by any existing party. As mentioned above, Duke suggests in the Application that it should be permitted to abandon the existing gas lines and pay \$25,000 to a customer for conversion costs to alternative energy. This solution fails to consider the unique aspects of conversion attributable to each property as conversion for the Mason Property would cost significantly more than \$25,000. Mason is the only party able to provide information to the Commission regarding the unique aspects of his property and the associated obstacles and costs for conversion.

12. Likewise, Mason's intervention is likely to present issues or develop facts that will assist the Commission in fully considering the matters at hand. Mason will present information to the Commission reflecting the costs of conversion to an alternate fuel source on his Property. This information is vital when considering whether to permit Duke to abandon the established gas line and require a conversion to alternative fuel for a specified price paid to each affected customer. Consequently, Mason's intervention will assist the Commission in fully considering this matter.

13. Mason intends to play a constructive role in the Commission's decision-making

process.

14. Maosn's intervention will not unduly complicate or disrupt the proceedings.

15. The attorneys for Mason that are authorized to represent him in this proceeding and to take service of all documents are:

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Respectfully submitted,

/s/ Bradley J. Deters

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CERTIFICATE OF SERVICE

This is to certify that foregoing electronic filing was transmitted to the Commission on January 15, 2026, and that it has been served upon the following counsel of record by electronic means in compliance with 805 KAR 5:001(4)(8):

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