

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC JOINT SPECIAL CONTRACT)	CASE NO.
FILING OF BIG RIVERS ELECTRIC)	2026-00056
CORPORATION AND KENERGY CORPORATION)	

ORDER

On February 25, 2026, Big Rivers Electric Corporation (BREC) and Kenergy Corporation (Kenergy) filed an amendment to a special contract between BREC and Kenergy, and Pratt Paper (KY), LLC (Pratt). The amendment, referred to as a Load Modifying Resource Agreement (LMR Agreement), supplements the Commission approved Retail Agreement for Electric Service under which Kenergy provides service to Pratt.¹ According to BREC and Kenergy, the LMR Agreement will allow Pratt to participate in Midcontinent Independent System Operator, Inc.'s, (MISO) LMR program for the 2026–2027 Planning Year, provided MISO receives Pratt's registration by March 1, 2026. Accordingly, BREC and Kenergy request that the LMR Agreement be allowed to become effective no later than February 27, 2026.

BREC states that it has developed internal processes for administering MISO's LMR program on behalf of its member-owner cooperative. According to BREC and Kenergy they have coordinated with Pratt since late 2025 about Pratt's participation in the MISO LMR program. Pratt informed BREC and Kenergy the week of February 23, 2026,

¹ See, Case No. 2023-00045, *Electronic Tariff Filing of Big Rivers Electric Corporation and Kenergy Corp. for the Approval of a Special Contract with Economic Development Rates with Pratt Paper (KY) LLC* (Ky. PSC Feb. 10, 2023).

that Pratt wished to register on March 1, 2026, for the MISO LMR Program. BREC and Kenergy assert Pratt's participation in MISO's LMR program provides reliability and financial benefits to BREC and Kenergy.

KRS 278.030 provides that a utility may collect fair, just and reasonable rates and that the service it provides must be adequate, efficient and reasonable. Having reviewed the proposed LMR Agreement and being otherwise sufficiently advised, the Commission finds that an investigation is necessary to determine the reasonableness of License Agreement and that such investigation cannot be completed by February 27, 2026. Pursuant to KRS 278.190(2), the Commission will, therefore, suspend the effective date of the proposed License Agreement for one day until February 27, 2026.

The Commission directs all parties to the Commission's July 22, 2021 Order in Case No. 2020-00085² in which the Commission mandated the use of electronic filing procedures listed in 807 KAR 5:001, Section 8. The Commission finds that electronic filing procedures shall be used, consistent with the filing procedures set forth in Case No. 2020-00085.

IT IS THEREFORE ORDERED that:

1. This proceeding is established to investigate the reasonableness of the proposed LMR Agreement.

² 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).

2. The proposed LMR Agreement is suspended for one day, to February 27, 2026. The LMR Agreement may be placed in effect on or after February 27, 2026, pending the final Order in this matter.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

PUBLIC SERVICE COMMISSION



Chairman



Commissioner



Commissioner

ATTEST:

 

Executive Director



*Kenergy Corp.
6402 Old Corydon Road
P. O. Box 18
Henderson, KY 42419

*Big Rivers Electric Corporation
710 West 2nd Street
P. O. Box 20015
Owensboro, KY 42304