

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

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| ELECTRONIC TARIFF FILING OF BIG RIVERS |) | |
| ELECTRIC CORPORATION OF A RETAIL |) | CASE NO. |
| ELECTRIC SERVICE AGREEMENT WITH |) | 2026-00115 |
| JUSTIFIED DATAPOWER LLC, A SUBSIDIARY |) | |
| OF TERAWULF INC. |) | |

ORDER

On May 27, 2026, TeraWulf Inc., through its subsidiary Justified DataPower LLC (TeraWulf), filed a motion for expedited review and request for informal conference.¹ In its motion, TeraWulf requested that the Commission establish an expedited procedural schedule and issue a final Order regarding the proposed Retail Electric Service Agreement (Agreement) filed by Big Rivers Electric Corporation by July 27, 2026.² TeraWulf also requested that the Commission convene an Informal Conference pursuant to 807 KAR 5:001, Section 9(4), within the next week, if feasible.³

TeraWulf stated that expedited review is necessary to support financing and construction timelines associated with the proposed 482 MW data center project at the former Century Hawesville facility and asserted that delays in approval of the Agreement could impact project financing, construction schedules, and the contemplated September

¹ TeraWulf's Motion for Expedited Review and Request for Informal Conference (Motion) (filed May 27, 2026).

² Motion at 4-5.

³ Motion at 5-6.

2027 load ramp start date.⁴ TeraWulf further stated that an Informal Conference would provide an opportunity for the parties to explain the terms and conditions of the Agreement and allow Commission Staff as well as intervening parties to ask questions regarding the Agreement, including customer protections and impacts related to the Member Rate Stabilization Mechanism framework.⁵

LEGAL STANDARD

Pursuant to 807 KAR 5:001, Section 9(4), the Commission may convene an informal conference for the purpose of considering matters that may aid in the handling or disposition of a proceeding.

FINDINGS

Having reviewed the motion and being otherwise sufficiently advised, the Commission finds that an in-person Informal Conference with a virtual option should be scheduled in this matter on Tuesday, June 2, 2026, at 3 p.m. Eastern Daylight Time. Participants who are unable to attend in-person may attend virtually. Commission Staff will coordinate with the parties to provide a link for participation. The Commission further finds that ruling on TeraWulf's motion for expedited review should be held in abeyance pending further review of the proceeding.

IT IS THEREFORE ORDERED that:

1. TeraWulf's request for an Informal Conference is granted.

⁴ Motion at 2-4.

⁵ Motion at 5-6.

2. An in-person Informal Conference with a virtual option should be scheduled in this matter on Tuesday, June 2, 2026, at 3 p.m. Eastern Daylight Time. Commission Staff shall provide a link to parties for virtual participation at the IC, if necessary.

3. A ruling on TeraWulf's motion for expedited review is held in abeyance pending further review of this proceeding.

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Entered on this 3rd day of June, 2026.


PUBLIC SERVICE COMMISSION



Angie Hatton
Chair



Mary Pat Regan
Commissioner



Andrew W. Wood
Commissioner



Barry L. Mayfield
Commissioner

ATTEST:



Linda C. Bridwell, PE
Executive Director

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