

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

| | | |
|------------------------------------------|---|------------|
| ELECTRONIC APPLICATION OF KENTUCKY |) | |
| POWER COMPANY FOR (1) AN ORDER |) | |
| APPROVING THE TERMS AND CONDITIONS OF |) | |
| THE RENEWABLE ENERGY PURCHASE |) | |
| AGREEMENT FOR SOLAR ENERGY |) | |
| RESOURCES BETWEEN KENTUCKY POWER |) | CASE NO. |
| COMPANY AND BRIGHT MOUNTAIN SOLAR, |) | 2024-00243 |
| LLC; (2) AUTHORIZATION TO ENTER INTO THE |) | |
| AGREEMENT; (3) RECOVERY OF COSTS |) | |
| THROUGH TARIFF P.P.A.; (4) APPROVAL OF |) | |
| ACCOUNTING PRACTICES TO ESTABLISH A |) | |
| REGULATORY ASSET; AND (5) ALL OTHER |) | |
| REQUIRED APPROVALS AND RELIEF |) | |

ORDER

On September 25, 2024, Kentucky Power Company (Kentucky Power) filed a motion for an extension of time of a week to respond to a certain requests for information from the Attorney General.¹ Kentucky Power also filed a motion requesting deviations from the filing requirements of 807 KAR 5:001, Section 8(4)(b).² As grounds for this request, Kentucky Power stated that the size of the information, 4.8 GB, to be provided was too large to be emailed from Kentucky Power to counsel or uploaded from counsel

¹ Kentucky Power's motion for an extension of time requested an extension to file responses for the Attorney General's First Request for Information (Attorney General's First Request), Item 1, Item 5, and Item 9.

² Kentucky Power's motion for deviation; 807 KAR 5:001, Section 8(4)(b), states, "Except as established in paragraph (a) of this subsection, each file in an electronic submission shall be: (1) In portable document format; (2) Search-capable; (3) Optimized for viewing over the Internet; (4) Bookmarked to distinguish sections of the paper, except that documents filed in response to requests for information need not be individually bookmarked; and (5) If scanned material, scanned at a resolution of 300 dots per inch."

to the Commission using the electronic filing system.³ Kentucky Power indicated that the Attorney General had no objection to this request.⁴ Kentucky Power has made arrangements to provide flash drives with the information for intervenors and for filing with the Commission. According to the motion, given the large volume of the information and the number of different files included in the attachment to be filed, including but not limited to PDF and Excel, it was not practical nor reasonable for Kentucky Power to reformat and individually label the documents and pages.⁵

The Commission finds good cause to grant Kentucky Power's motion for an extension of time of a week, until October 2, 2024, to file certain responses to the Attorney General's First Request. The Commission notes that it is only a short extension and based on the data size of the response, this is a reasonable request. As to the request to deviate from 807 KAR 5:001, Section 8(4)(b), the Commission recognizes that the contents of the response make impracticable for Kentucky Power to reformat and ensure compliance with the regulation. As such, the Commission finds that Kentucky Power has demonstrated good cause to be allowed to both file the response on a USB flash drive and not in the specific format required by 807 KAR 5:001, Section 8(4)(b).

IT IS THEREFORE ORDERED that:

1. Kentucky Power's motion for an extension of time of a week, October 2, 2024, to file certain responses is granted.

³ Kentucky Power's motion for extension at 2; motion for deviation at 2.

⁴ Kentucky Power's motion for extension at 3.

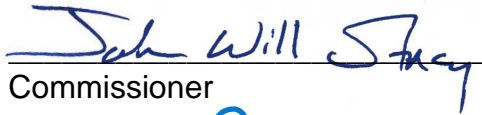
⁵ Kentucky Power's motion for deviation at 2-3.

2. Kentucky Power's motion for a deviation from the requirements of 807 KAR 5:001, Section 8(4)(b), is granted.

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PUBLIC SERVICE COMMISSION


Chairman


Commissioner


Commissioner

ENTERED
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rcs
KENTUCKY PUBLIC
SERVICE COMMISSION

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