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**Case Management System - KY Public Service Commission***Regular Cases Before the Commission as of November 28, 2024***2022-00098**

RECEIVED: 04/01/22

FILED: 04/01/22

FINAL: 08/16/23

REOPENED:

SUSPENSION DATE:

**CASE CODE**

Integrated Resource Plan

**UTILITIES:**

East Kentucky Power Cooperative, Inc.

**HEARINGS:**

12/13/22 Formal Hearing

**INDEX OF EVENTS:**

- 09/06/23 POST CASE: Chris Adams East Kentucky Power Cooperative, Inc. Response to the Commissions Order on Confidentiality.
- 08/16/23 Final Order Entered: 1. EKPC shall file its next IRP no later than April 1, 2025. 2. This case is closed and removed from the Commission's docket.
- 08/07/23 Order Entered: 1. EKPC's August 19, 2022 motion for confidential treatment is granted in part and denied in part. 2. EKPC's September 20, 2022 motion for confidential treatment is granted. 3. EKPC's December 16, 2022 motion for confidential treatment is granted in part and denied in part. 4. EKPC's January 20, 2023 motion for confidential treatment is denied. 5. The designated material described in EKPC's August 19, 2022 amended motion for confidential treatment and December 16, 2022 amended motion for confidential treatment is granted confidential treatment except for the first four rows of Table 8-2 on page 163 of EKPC's IRP. 6. Except as noted below in paragraph 7, the designated material granted confidential treatment by this Order shall not be placed in the public record or made available for public inspection for ten years or until further Order of this Commission. 7. The designated material in EKPC's December 16, 2022 amended motion for confidential treatment containing EKPC's map of its transmission lines on page 219 of EKPC's IRP and EKPC's August 19, 2022 amended motion for confidential treatment consisting of documents filed in response to Joint Intervenors' First Request, Item 32, shall not be placed in the public record or made available for public inspection for an indefinite period.
- 05/18/23 Notice of Filing Hearing Documents
- 04/07/23 Simon Mahan Public Comment
- 03/31/23 Ashley Wilmes Kentuckians for the Commonwealth, Kentucky Solar Energy Society, and Mountain Association Joint Intervenors Response to Commission Staff's Report on the 2022 Integrated Resource Plan of East Kentucky Power Cooperative, Inc.
- 03/31/23 Joe F. Childers Sierra Club Sierra Clubs Comments Regarding Commission Staffs Report
- 03/31/23 Chris Adams East Kentucky Power Cooperative, Inc. East Kentucky Power Cooperative, Inc.'s ("EKPC") Comments on Commission Staffs report in the above-styled case.
- 03/16/23 Commission HEREBY ORDERS, nunc pro tunc, that: 1. The following ordering paragraphs are stricken from the Commission's March 8, 2023 Order: 2. Any party desiring to file comments regarding the Commission Staff's Report on EKPC's 2022 IRP shall do so on or before March 21, 2023. 3. EKPC shall file comments with respect to the Commission Staff's Report and in response to Intervenor comments on or before April 4, 2023. 2. The ordering paragraphs in the Commission's March 8, 2023 Order are amended as follows: 2. Any party desiring to file comments regarding the Commission Staff's Report on EKPC's 2022 IRP shall do so on or before March 31, 2023. 3. All other provisions of the Commission's March 8, 2023 Order that are not in conflict with the terms of this Order shall remain in effect.
- 03/09/23 Order Entered: 1. The Commission Staff's Report on EKPC's 2022 IRP represents the final substantive action in this matter. 2. Any party desiring to file comments regarding the Commission Staff's Report on EKPC's 2022 IRP shall do so on or before March 21, 2023. 3. EKPC shall file comments with respect to the Commission Staff's Report and in response to Intervenor comments on or before April 4, 2023. 4. An Order closing this case and removing it from the Commission docket shall be issued after the period for comments on the Commission Staff's Report has expired.
- 02/28/23 Order Entered: 1. The procedural schedule established on December 16, 2022, is amended. 2. The amended procedural schedule set forth in the Appendix to this Order shall be followed. 3. All provisions of the Commission's Order of December 16, 2022, in conflict with the provisions of this Order are vacated. All other provisions of the December 16, 2022 Order not in conflict shall remain in effect.

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02/17/23 Ashley Wilmes Joint Intervenors Kentuckians for the Commonwealth, Kentucky Solar Energy Society, and Mountain Association Joint Intervenors Response to East Kentucky Power Cooperative, Inc.'s Supplemental Post-Hearing Comment on the 2022 Joint Integrated Resource Plan

02/17/23 Chris Adams East Kentucky Power Cooperative, Inc. Reply Post Hearing Comments

02/03/23 Ashley Wilmes entuckians for the Commonwealth, Kentucky Solar Energy Society, and Mountain Association Supplemental post-hearing comments by Joint Intervenors Kentuckians for the Commonwealth, Kentucky Solar Energy Society, and Mountain Association

02/03/23 Chris Adams East Kentucky Power Cooperative, Inc. Post Hearing Comments

01/20/23 Chris Adams East Kentucky Power Cooperative, Inc. EKPC responses to Commission Staff and Joint Intervenors Post Hearing Data Requests.

12/22/22 Tom FitzGerald Joint Intervenors Kentuckians for the Commonwealth, Mountain Association, and Kentucky Solar Energy Society Post-Hearing Data Requests of Joint Intervenors Kentuckians for the Commonwealth, Kentucky Solar Energy Society, and Mountain Association

12/22/22 COMMISSION STAFF'S POST-HEARING REQUEST FOR INFORMATION TO EAST KENTUCKY POWER COOPERATIVE, INC.

12/16/22 L. Allyson Honaker East Kentucky Power Cooperative, Inc. Amended Motion for Confidential Treatment

12/16/22 Order Entered: 1. Post-hearing data requests to EKPC, if any, shall be filed on or before December 22, 2022. 2. Responses to post-hearing data requests shall be filed on or before January 20, 2023. 3. Any party shall file supplemental post-hearing comments, if any, on or before February 3, 2023. 4. Any party shall file their response, if any, to other parties' supplemental post-hearing comments on or before February 17, 2023. 5. Commission Staff's Report on EKPC's 2022 Integrated Resource Plan shall be filed into the record no later than February 28, 2023. 6. Any party desiring to file written comments regarding Commission Staff's Report shall do so no later than March 21, 2023. 7. The June 1, 2022 Order in this matter shall remain in effect except as stated herein.

12/15/22 Response E-Mails to Multiple Comments

12/12/22 Order Entered: 1. Cassandra McCrae and Thomas Cmar are admitted pro hac vice for the purpose of representing Joint Intervenors in association with Ashley Wilmes in the above- styled proceeding, provided that Ashley Wilmes or another member of the Kentucky Bar Association acts as co-counsel and is present at all proceedings before this Commission. 2. Cassandra McCrae and Thomas Cmar shall comply with the rules of the Commission and the Kentucky Bar Association.

12/09/22 Chris Adams East Kentucky Power Cooperative, Inc. East Kentucky Power Cooperative, Inc.'s ("EKPC") Supplemental Responses to Commission Staff's First Request for Information Nos. 3 and 4 and The Attorney General's Second Request for Information No. 40.

12/09/22 Response E-Mails to Multiple Comments

12/07/22 Ashley Wilmes Kentuckians for the Commonwealth, Kentucky Solar Energy Society, and Mountain Association Joint Intervenors Motion to Admit Thomas Cmar Pro Hac Vice

12/07/22 Ashley Wilmes Kentuckians for the Commonwealth, Kentucky Solar Energy Society, and Mountain Association Join Intervenors Motion to Admit Cassandra McCrae Pro Hac Vice

12/07/22 Order Entered: 1. Joint Intervenors are granted leave to file the corrected report prepared by Energy Futures Group in response to EKPC's 2022 IRP. 2. The redacted version of the corrected report shall be deemed filed as of the date of this Order. 3. Joint Intervenors shall confidentially file an unredacted version of the corrected report, both with and without redlines showing any revisions, within three business days of the date of service of this Order.

12/07/22 Chris Adams East Kentucky Power Cooperative, Inc. EKPCs Proof of Publication of Hearing Notice

12/05/22 Order Entered: 1. Kristin A. Henry is admitted pro hac vice for the purpose of representing Sierra Club in association with Joe F. Childers in the above-styled proceeding, provided that Joe F. Childers or another member of the Kentucky Bar Association acts as co- counsel and is present at all proceedings before this Commission. 2. Kristin A. Henry shall comply with the rules of the Commission and the Kentucky Bar Association.

12/02/22 Response E-Mail to Cara Cooper

12/02/22 L. Allyson Honaker East Kentucky Power Cooperative, Inc. Notice of Substitution of Witness

12/01/22 Chris Adams East Kentucky Power Cooperative, Inc. EKPCs Request for Publication of Hearing Notice.

11/01/22 Ashley Wilmes Joint Intervenors Kentuckians for the Commonwealth, Kentucky Solar Energy Society, and Mountain Association Motion for Leave to File a Corrected Expert Report in Support of their Initial Comment on East Kentucky Power Cooperative Inc.'s 2022 Integrated Resource Plan

11/01/22 L. Allyson Honaker East Kentucky Power Cooperative, Inc. EKPCs Response Comments

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10/11/22 Ashley Wilmes Joint Intervenors, Kentuckians for the Commonwealth, Kentucky Solar Energy Society, and Mountain Association Joint Intervenors' Initial Comment on East Kentucky Power Cooperative Inc.'s 2022 Integrated Resource Plan

10/11/22 Angela M. Goad Office of the Attorney General Attorney Generals Comments

09/20/22 Chris Adams East Kentucky Power Cooperative, Inc. EKPC Responses to NUCOR Second Request for Information

09/20/22 Chris Adams East Kentucky Power Cooperative, Inc. EKPC Responses to Joint Intervenors Second Request for Information

09/20/22 Chris Adams East Kentucky Power Cooperative, Inc. Responses to Attorney Generals Second Information Request to East Kentucky Power

09/20/22 Chris Adams East Kentucky Power Cooperative, Inc. Responses to Staffs Second Information Request to East Kentucky Power Cooperative, INC. Dated August 26, 2022

09/20/22 Chris Adams East Kentucky Power Cooperative, Inc. Motion for Confidential Treatment in regards to EKPCs Responses to Supplemental Request for Information from Commission Staff, the Attorney General, the Joint Intervenors and Nucor along with a Motion for Confidential Treatment for certain of these respons

08/30/22 Supplemental Data Requests of Joint Intervenors, Kentuckians for the Commonwealth, Kentucky Solar Energy Society, and Mountain Association Supplemental Data Requests of Joint Intervenors, Kentuckians for the Commonwealth, Kentucky Solar Energy Society, and Mountain Association

08/30/22 Angela M. Goad Office of the Attorney General OAG Second Request for Information

08/30/22 Michael L Kurtz Nucor Steel Gallatin SUPPLEMENTAL DATA REQUESTS OF NUCOR STEEL GALLATIN TO EAST KENTUCKY POWER COOPERATIVE, INC.

08/26/22 COMMISSION STAFF'S SECOND REQUEST FOR INFORMATION TO EAST KENTUCKY POWER COOPERATIVE, INC.

08/19/22 L. Allyson Honaker East Kentucky Power Cooperative, Inc. Amended Motion for Confidential Treatment

07/29/22 L. Allyson Honaker East Kentucky Power Cooperative, Inc. Notice of Substitution of Counsel

07/29/22 Chris Adams East Kentucky Power Cooperative, Inc. EKPC Responses to Joint Intervenors Data Request 1

07/29/22 Chris Adams East Kentucky Power Cooperative, Inc. EKPC Responses to Sierra Club Data Request One

07/29/22 Chris Adams East Kentucky Power Cooperative, Inc. EKPC Response to Attorney General Data Request 1

07/29/22 Chris Adams East Kentucky Power Cooperative, Inc. EKPCs Responses to Requests for Information from Commission Staff and Motion for Confidential Treatment

07/28/22 Order Entered: 1. EKPC's motion for extension of time is granted. 2. EKPC shall submit its responses to all initial requests for information no later than July 29, 2022. 3. The procedural schedule set forth in the Appendix to this Order shall be followed with respect to the prehearing procedural events identified therein. 4. The June 1, 2022 Order in this matter shall remain in full force and effect except as stated herein.

07/15/22 Ashley Wilmes Kentucky Resources Council Joint Representation Agreement between Kentucky Resources Council and Mountain Association, Kentuckians for the Commonwealth, and Kentucky Solar Energy Society, For The 2022 Joint Integrated Resource Plan of East Kentucky Power Cooperative, Inc.

07/14/22 David S. Samford East Kentucky Power Cooperative, Inc. Motion for Enlargement of Time to File Responses to Information Requests

07/12/22 Chris Adams East Kentucky Power Cooperative, Inc. EKPCs Notarized Affidavit and tear sheets demonstrating the publication of the Notice of Filing.

07/01/22 JOE F CHILDERS Sierra Club Sierra Clubs Motion to Admit Kristin Henry Pro Hac Vice

07/01/22 Ashley Wilmes Joint Intervenors Kentuckians for the Commonwealth, Kentucky Solar Energy Society, and Mountain Association Statement of Joint Intervenors Regarding Receipt of Electronic Transmissions

06/30/22 Tom FitzGerald Joint Intervenors Mountain Association, Kentuckians for the Commonwealth, and Kentucky Solar Energy Society Initial Data Requests of Joint Intervenors Kentuckians for the Commonwealth, Kentucky Solar Energy Society, and Mountain Association Propounded To East Kentucky Power Cooperative, Inc

06/30/22 JOE F CHILDERS Sierra Club Sierra Clubs Initial Requests for Information to Company

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06/30/22 Michael L Kurtz Nucor Steel Gallatin Nucor Steel Gallatin Written Statement

06/29/22 Angela M. Goad Office of the Attorney General OAG First Request for Information

06/28/22 COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO EAST KENTUCKY POWER COOPERATIVE, INC.

06/27/22 JOE F CHILDERS Sierra Club Sierra Clubs Post-Intervention Statement

06/24/22 Order Entered: 1. The motion of Sierra Club to intervene is granted. 2. Sierra Club is entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order. 3. Sierra Club shall comply with all provisions of the Commission's regulations, 807 KAR 5:001, Section 8, related to the service and electronic filing of documents. 4. Sierra Club shall adhere to the procedural schedule set forth in the Commission's June 1, 2022 Order and as amended by subsequent Orders. 5. Pursuant to 807 KAR 5:001, Section 8(9), within seven days of entry of this Order, Sierra Club shall file a written statement with the Commission that: a. Certifies that it, or its agent, possesses the facilities to receive electronic transmissions; and b. Sets forth the electronic mail address to which all electronic notices and messages related to this proceeding should be served.

06/24/22 Order Entered: 1. The motion of Joint Movants to intervene is granted. 2. Joint Movants are entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order. 3. Joint Movants shall comply with all provisions of the Commission's regulations, 807 KAR 5:001, Section 8, related to the service and electronic filing of documents. 4. Joint Movants shall adhere to the procedural schedule set forth in the Commission's June 1, 2022 Order and as amended by subsequent Orders.

06/21/22 Order Entered: 1. Nucor's motion of to intervene is granted. 2. Nucor is entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order. 3. Nucor shall comply with all provisions of the Commission's regulations, 807 KAR 5:001, Section 8, related to the service and electronic filing of documents. 4. Nucor shall adhere to the procedural schedule set forth in the Commission's June 1, 2022 Order and as amended by subsequent Orders. 5. Pursuant to 807 KAR 5:001, Section 8(9), within seven days of entry of this Order, Nucor shall file a written statement with the Commission that: a. Certifies that it, or its agent, possesses the facilities to receive electronic transmissions; and b. Sets forth the electronic mail address to which all electronic notices and messages related to this proceeding shall be served.

06/21/22 Order Entered: 1. The motion of the Attorney General to intervene is granted. 2. The Attorney General is entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order. 3. The Attorney General shall comply with all provisions of the Commission's regulations, 807 KAR 5:001, Section 8, related to the service and electronic filing of documents. 4. The Attorney General shall adhere to the procedural schedule set forth in the Commission's June 1, 2022 Order and as amended by subsequent Orders. 5. Pursuant to 807 KAR 5:001, Section 8(9), within seven days of entry of this Order, the Attorney General shall file a written statement with the Commission that: a. Certifies that it, or its agent, possesses the facilities to receive electronic transmissions; and b. Sets forth the electronic mail address to which all electronic notices and messages related to this proceeding should be served.

06/09/22 Tom FitzGerald Joint Intervenors Mountain Association, Kentuckians for the Commonwealth, and Kentucky Solar Energy Society Joint Motion of Kentuckians for the Commonwealth, Kentucky Solar Energy Society, Inc., and Mountain Association for Intervention As Joint Intervenors

06/03/22 Joe F. Childers Sierra Club Sierra Clubs Motion to Intervene

06/01/22 Order Entered: 1. The procedural schedule set forth in the Appendix to this Order shall be followed. 2. Any party filing a paper with the Commission shall file an electronic copy in accordance with the electronic filing procedures set forth in 807 KAR 5:001, Section 8. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked. The Commission directs the parties to the Commission's July 22, 2021, Order in Case No. 2020-00085<sup>1</sup> regarding filings with the Commission. 3. As set forth in 807 KAR 5:001, Section 4(11)(a), a person requesting permissive intervention in a Commission proceeding is required to demonstrate either (1) a special interest in the proceeding that is not adequately represented in the case, or (2) that

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the person requesting permissive 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. Therefore, any person requesting to intervene in a Commission proceeding must state with specificity the person's special interest that is not otherwise adequately represented, or the issues and facts that the person will present that will assist the Commission in fully considering the matter.

05/17/22 Chris Adams East Kentucky Power Cooperative, Inc. East Kentucky Power Cooperative, Inc.'s Notice of Filing to replace a page in the April 1, 2022 Integrated Resource Plan filing that included a table with incorrect data.

04/25/22 Michael L Kurtz Nucor Steel Gallatin Nucor Steel Gallatins Motion to Intervene

04/07/22 Angela M. Goad Office of the Attorney General OAG Motion to Intervene

04/01/22 Chris Adams Enclosed, please find a copy of the 2022 Integrated Resource Plan of East Kentucky Power Cooperative, Inc. ("EKPC") and a Motion for Confidential Treatment concerning certain information contained therein.

03/21/22 Acknowledge Receipt of Filing

03/21/22 East Kentucky Power Cooperative, Inc. Notice of Intent to File Application for 2022 Integrated Resource Plan Using Electronic Filings Procedures

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Total Number of Cases: 1