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Case Management System - KY Public Service Commission*Regular Cases Before the Commission as of November 28, 2024***2018-00115**

RECEIVED: 03/27/18

FILED: 03/27/18

FINAL: 07/24/18

REOPENED:

SUSPENSION DATE:

CASE CODE

Financing

UTILITIES:

East Kentucky Power Cooperative, Inc.

INDEX OF EVENTS:

03/01/23

POST CASE: East Kentucky Power Cooperative, Inc. Response to Commission Order

02/23/23

Order Entered: 1. EKPC's motion for confidential treatment is denied. 2. The designated material denied confidential treatment by this Order is not exempt from public disclosure and shall be placed in the public record and made available for public inspection. 3. If EKPC objects to the Commission's determination that the requested material not be granted confidential treatment, it must seek either rehearing pursuant to KRS 278.400 or judicial review of this Order pursuant to KRS 278.410. Failure to exercise either of these statutory rights will be deemed as agreement with the Commission's determination of which materials should be granted confidential treatment. 4. Within 30 days of the date of service of this Order, EKPC shall file a revised version of the designated material for which confidential treatment was denied, reflecting as unredacted the information that has been denied confidential treatment. 5. The designated material for which EKPC's request for confidential treatment has been denied shall neither be placed in the public record nor made available for inspection for 30 days from the

05/20/19

date of service of this Order in order to allow EKPC to seek a remedy afforded by law.

12/10/18

POST CASE: East Kentucky Power Cooperative, Inc. Response to Commission Order

Order Entered: 1. EKPC's Motion for Confidential Treatment filed on July 2, 2018, is granted. 2. The information regarding expected interest rates for which confidential treatment was sought meets the criteria for confidential treatment and, therefore, that information shall be exempt from public disclosure for a period of ten years, unless the Commission orders otherwise. 3. The use of the information granted confidential treatment herein shall comply with 807 KAR 5:001, Section 13(9). 4. EKPC shall inform the Commission if the information granted confidential treatment herein becomes publicly available or no longer qualifies for confidential treatment. 5. If a non-party to this proceeding requests to inspect materials containing the information granted confidential treatment by this Order and the period during which the information has been granted confidential treatment has not run, EKPC shall have 20 days from receipt of written notice of the request to demonstrate that the information still falls within the exclusions from disclosure requirements established in KRS 61.878. If EKPC is unable to make such demonstration, the requested materials shall be made available for inspection.

08/06/18

Order Entered: 1. The last sentence on page 4 is stricken and replaced with the following: The proposed private placement debt would have a fixed interest rate that will not exceed by more than 3.0 percent the yield to maturity of United States Treasury Bonds of comparable maturity at the time of issuance, including the effect of any fees and expenses associated with the offering of the private placement debt. 2. Ordering paragraph 5, subpart b, on page 7 is stricken and replaced with the following: b. The interest rates on all secured private placement debts, including any fees and expenses associated with the offering of the private placement debt, shall not exceed by more than 3.0 percent the yield to maturity of United States Treasury Bonds of comparable maturity at the time of issuance. 3. All provisions of the July 24, 2018 Order that are not in conflict with this Order shall remain in full force and effect.

07/24/18

Final Order Entered: 1. EKPC's Application is approved, subject to the conditions set forth herein, to the extent it requested authority to issue up to \$300 million in secured private placement debt. 2. EKPC's Application is denied as moot to the extent it requested authority to issue any secured tax-exempt bonds or to enter into interest rate management agreements based on EKPC's withdrawal of its request for such authority. 3. EKPC is authorized to issue up to \$300 million in secured private placement debt in one or more transactions from the date of this Order through December 31, 2019. 4. The proceeds from the secured private placement debt authorized herein shall be used only for the lawful purposes set out in EKPC's Application. 5. EKPC shall agree only to such terms and conditions for the secured private placement debt that are consistent with those terms and conditions set out in EKPC's Application, including but not limited to the following terms and conditions: a. All secured private placement debt shall have a fixed interest rate; b. The interest rates on all secured private placement debts, including any fees and expenses associated with the offering

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of the private placement debt, shall not exceed 3.0 percent of the yield to maturity of United States Treasury Bonds of a comparable maturity at the time of issuance; and c. The maturity date on any secured private placement debt shall not exceed 30 years.

07/02/18 East Kentucky Power Cooperative, Inc. Response to Staff Supplemental Request for Information and Motion for Confidential Treatment

06/25/18 Commission Staff's Supplemental Request for Information to East Kentucky Power Cooperative, Inc.

06/08/18 East Kentucky Power Cooperative, Inc. Response to Commission Staff Request for Information

05/24/18 Order Entered: 1. The Commission will extend the extend the statutory application period an additional 60 days, up to and through July 24, 2018, to further investigate the application. 2. East Kentucky shall file with the Commission the original and ten copies of its responses to the requests for information set forth in the Appendix to this Order within 15 days of the date of this Order. 3. a. Responses to requests for information shall be appropriately bound, tabbed, and indexed and shall include the name of the witness responsible for responding to questions related to the information provided, with copies to all parties of record, and the original and ten copies to the Commission. b. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or an association or a governmental agency, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry. c. Any party shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect.

04/09/18 No deficiency letter

03/28/18 Acknowledge Receipt of Filing

03/27/18 East Kentucky Power Cooperative, Inc. Application for Approval of the Authority to Issue Up to \$300,000,000 of Secured Private Placement Debt and / or Secured Tax Exempt Bonds and for the Use of Interest Rate Management Instruments

Total Number of Cases: 1