

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

Filed Electronically in Docket Office
12/11/2015

IN RE:

PETITION OF KINGSPORT POWER COMPANY
d/b/a AEP APPALACHIAN POWER GENERAL
RATE CASE

DOCKET NO.: 15-00093

MOTION TO WITHDRAW PETITION INITIATING A GENERAL RATE CASE

Comes Petitioner, Kingsport Power Company, d/b/a AEP Appalachian Power (“Kingsport”), and respectfully moves that it be allowed to withdraw the Petition initiating a General Rate Case (Docket No.: 15-00093), without prejudice, and that it be permitted to file a new Petition in a new docket at a later date. As grounds for this Motion, Kingsport submits the following:

1. Kingsport included in its Petition in Docket No.: 15-00093, considerable discussion of an alternative rate mechanism (Kingsport’s “VCR”) which it intended to file as a separate proceeding during the pendency of the General Rate Case, pursuant to T.C.A. § 65-5-103(d)(1)(A).

2. T.C.A. § 65-5-103 governs alternative rate mechanisms. At the Status Conference on December 8, 2015, it became apparent that Kingsport likely could not meet the requirements of T.C.A. § 65-5-103(d)(6)(B); and, as such would not be eligible to prosecute its anticipated Petition for an alternative rate mechanism until the conclusion of this proceeding.

3. Because the Petition of Kingsport, and the discovery requests of Intervenors, particularly the Consumer Advocate, are replete with references to and questions concerning the

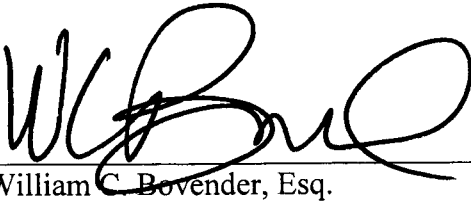
anticipated alternative rate mechanism of choice of Kingsport, the “VCR”, and because it appears unlikely that Kingsport would be allowed to prosecute a Petition seeking approval of its discussed VCR until after the conclusion a General Rate Case, Kingsport has determined that the best course of action is to withdraw the current Petition in Docket No.: 15-00093, subject to refiling, and file a new Petition which qualifies as a base rate case which does not discuss nor have as a component, the VCR or any other proposed alternative rate mechanism.

PREMISES CONSIDERED, Kingsport Power Company d/b/A AEP Appalachian Power respectfully requests the following:

1. That it be permitted to withdraw the pending Petition in Docket No.: 15-00093, subject to refiling;
2. That it be permitted, upon receipt of an Order permitting withdrawal of the Petition in Docket No.: 15-00093, to file a new Petition in a new Docket as expeditiously as possible, seeking a general rate increase pursuant to T.C.A. § 65-5-101 and T.C.A. § 65-5-103(a).
3. That the Order granting permission to withdraw the Petition in Docket No.: 15-00093 be issued as soon as practical; and,
4. That Kingsport and all other parties to Docket No.: 15-00093 be relieved of their obligations to conduct or further respond to discovery in said Docket No.: 15-00093.

Respectfully submitted,

By: _____

A handwritten signature in black ink, appearing to read 'W.C. Bovender', written over a horizontal line.

William C. Bovender, Esq.

HUNTER, SMITH & DAVIS, LLP

PO Box 3740

Kingsport, TN 37665

Ph: (423) 378-8858

*Attorney for Petitioner, Kingsport Power
Company d/b/a AEP Appalachian Power*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and exact copy of the foregoing **MOTION TO WITHDRAW PETITION INITIATING A GENERAL RATE CASE** has been served upon the following by emailing a true and accurate copy on this the 11th day of December, 2015:

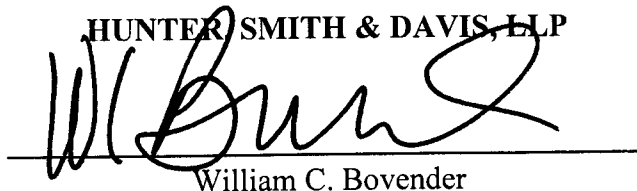
Wayne M. Irvin (BPR #30946)
Assistant Attorney General
Consumer Advocate and Protection Division
Office of the Tennessee Attorney General
P.O. Box 20207
Nashville, TN 37202-0207
E-mail: wayne.irvin@ag.tn.gov

Henry Walker, Esq. (BPR #000272)
Bradley Arant Boult Cummings, LLP
1600 Division St., Ste 700
Nashville, TN 37203
Email: hwalker@babbc.com
Counsel for Sunrun, Inc., & TenneSEIA

Michael J. Quinan, Esq. (BPR #11104)
Christian & Barton, LLP
909 East Main St., Ste 1200
Richmond, VA 23219
Email: mquinan@cblaw.com
Counsel for East Tennessee Energy Consumers

Charles B. Welch, Jr., Esq. (BPR #5593)
Farris Bobango, PLC
Bank of America Plaza
414 Union St., Ste 1105
Nashville, TN 37219
Email: cwelch@farris-law.com
Counsel for Energy Freedom Coalition of America, LLC

HUNTER SMITH & DAVIS, LLP



William C. Bovender