

**BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION**

**NASHVILLE, TENNESSEE**

**September 7, 2018**

**IN RE:**

**PETITION OF KINGSPORT POWER COMPANY  
D/B/A APPALACHIAN POWER FOR APPROVAL  
OF A STORM DAMAGE RIDER TARIFF (RIDER  
SDR)**

)  
)  
)  
)  
)  
)

**DOCKET NO.  
17-00143**

---

**ORDER GRANTING JOINT MOTION FOR TEMPORARY STAY OF PROCEEDINGS**

---

This matter is before the Hearing Officer of the Tennessee Public Utility Commission (“Commission” or “TPUC”) to consider the *Joint Motion for Temporary Stay of Proceedings* (“*Joint Motion*”) filed on August 1, 2018, by Kingsport Power Company d/b/a AEP Appalachian Power (“KPC”), the Consumer Protection and Advocate Division of the Office of the Attorney General (“Consumer Advocate”), and East Tennessee Energy Consumers (“ETEC”), the parties in this matter.

**RELEVANT BACKGROUND**

On December 15, 2017, Kingsport Power Company d/b/a AEP Appalachian Power (“KPC”) filed a *Petition for Approval of a Storm Damage Rider Tariff (Rider SDR)* (“*SDR Petition*”). In its *SDR Petition*, KPC seeks approval to implement a Storm Damage Rider Tariff to “recover costs incurred as a result of a severe winter storm in January 2013 and to allow KgPCo [KPC] to recover remaining unrecovered costs incurred as a result of December, 2009

winter storms.”<sup>1</sup> The Hearing Officer granted the petitions to intervene of the Consumer Advocate and ETEC on February 7, 2018.

### ***JOINT MOTION***

The parties filed the *Joint Motion* on August 1, 2018, requesting that further proceedings in this docket be temporarily stayed until the issues in TPUC Docket No. 18-00038 are resolved. The parties maintain that the “Commission’s determinations in TPUC Docket No. 18-00038 may resolve the issues presented by KgPCo’s Petition in the instant docket...”<sup>2</sup> KPC’s *Petition* seeks approval of a Storm Damage rider Tariff to “recover costs incurred as a result of a severe winter storm in January 2013 and to allow KgPCo to recover remaining unrecovered costs incurred as a result of December, 2009 storms.”<sup>3</sup> In its response to the *Order Opening an Investigation and Requiring Deferred Accounting Treatment* issued in Docket No. 18-00001, KPC filed its *Filing of Kingsport Power Company d/b/a AEP Appalachian Power (“KgPCo”) in Response to Tennessee Public Utility Commission Investigation of Impact of Federal Tax Reform on the Revenue Requirements of KgPCo* in Docket No. 18-00038 in which it proposes to “offset the deferred storm cost regulatory asset with a corresponding portion of the Excess Unprotected ADIT liability, eliminating the need to recover the winter storm costs through the SDR Tariff proposed in this Docket.”<sup>4</sup> According to the *Joint Motion*, the Consumer Advocate does not object to offsetting the storm costs but recommends that it be deferred until the balance of the Excess Deferred Income Taxes is determined in Docket No. 18-00038.<sup>5</sup> For the above reasons, the parties maintain that in the “interest of regulatory efficiency, a temporary stay of these

---

<sup>1</sup> *SDR Petition*, p. 1 (December 15, 2017).

<sup>2</sup> *Joint Motion*, p. 1 (August 1, 2018).

<sup>3</sup> *Id.* at 2.

<sup>4</sup> *Id.* at 3.

<sup>5</sup> *Id.* at 3-4.

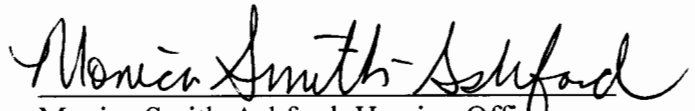
proceedings is warranted.”<sup>6</sup>

#### **FINDINGS & CONCLUSIONS**

The Hearing Officer finds that the issues in this docket will be impacted by the determinations mad in Docket No. 18-00038. Therefore, in the interests of regulatory efficiency, the Hearing Officer concludes that the *Joint Motion* should be granted and the proceedings in this docket should be temporarily stayed until the issues in Docket No. 18-00038 are resolved.

#### **IT IS THEREFORE ORDERED THAT:**

The *Joint Motion for Temporary Stay of Proceedings* filed by Kingsport Power Company d/b/a AEP Appalachian Power, the Consumer Protection and Advocate Division of the Office of the Attorney General, and East Tennessee Energy Consumers on August 1, 2018 is granted.

  
Monica Smith-Ashford, Hearing Officer

---

<sup>6</sup> *Id.* at 5.