

STATE OF TENNESSEE

Office of the Attorney General



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March 4, 2020

Hon. Robin L. Morrison, Chairperson  
c/o Sharla Dillon  
Tennessee Public Utility Commission  
502 Deaderick Street, 4<sup>th</sup> Floor  
Nashville, TN 37243

RE: *Petition of Kingsport Power Company d/b/a AEP Appalachian Power for October, 2018 – September, 2019 Annual Recovery Under the Targeted Reliability Plan and Major Storm Rider ("TRP&MS"), Alternative Rate Mechanisms Approved in Docket No. 17-00032, TPUC Docket No. 19-00106.*

Dear Chairperson Morrison:

Since the submission of Kingsport Power Company's (Kingsport) Petition in the above-referenced matter on November 22, 2019, Kingsport and the Consumer Advocate Unit in the Financial Division of the Office of the Attorney General (Consumer Advocate) have been involved in cooperative discussions and have exchanged various information related to the Petition. With the submission of discovery responses by Kingsport and the submission of Kingsport's Testimony of both Eleanor K. Keeton and A. Wayne Allen and the Consumer Advocate's Testimony of David Dittmore, the Parties hereby jointly represent that there are no outstanding procedural matters requiring resolution by the Hearing Officer. In its Letter In Lieu of Rebuttal Testimony, Kingsport does not object the Consumer Advocate's recommendations, subject to Kingsport's reservation of certain future rights related thereto.

Moreover, after considering the entire record, it is the joint position of the Parties that this matter is ripe for consideration on the merits by the Tennessee Public Utility Commission. At this time, there remain no outstanding disputes between the Parties with respect to this Docket, as clarified by and through discovery, the Parties' pre-filed Testimony and Kingsport's Letter in Lieu of Rebuttal Testimony. As reflected in the pre-filed Testimony of Mr. Dittmore and Kingsport's Letter In Lieu of Rebuttal Testimony, there are no contested issues between the Parties on the merits of the Petition in this case. It is the position of the Parties that this matter should be resolved in favor of the positions set forth in Kingsport's Petition, consistent with the pre-filed testimony of the Parties, including recommendations set forth in Mr. Dittmore's testimony, subject to

Kingsport's reservation of certain future rights related thereto, as contained in its Letter in Lieu of Rebuttal Testimony; provided, that the rates set forth in Kingsport's Petition become effective May 1, 2020 on a service rendered basis. Consistent with agency practice, the Parties hereby jointly request that the entire official record in this Docket, including discovery, be made a part of the evidentiary record.

With the foregoing in mind, unless otherwise requested by the Commission, the Parties hereby waive both opening statements and cross-examination of witnesses by the Parties. Kingsport's Witnesses, Eleanor K. Keeton and A. Wayne Allen, and the Consumer Advocate Witness, David Dittmore, will provide summaries of pre-filed testimony and will be available for questions by the Commissioners or Commission Staff at the Hearing scheduled for April 13, 2020.

As required, an original of this filing, along with four hard copies will follow. Should you have any questions concerning this filing, or additional information, please do not hesitate to contact me.

Respectfully,



Karen H. Stachowski  
Assistant Attorney General

cc: William C. Bovender, Esq.  
William K. Castle, Director, Regulatory Services VA/TN  
James R. Bacha, Esq.  
Noelle J. Coates, Esq.