



Michael J. Quinan
Direct Dial: (804) 799-4127
Facsimile: (804) 780-1813
E-mail: mquinan@t-mlaw.com

100 Shockoe Slip, Richmond, Virginia 23219-4140
Telephone: 804.649.7545 Facsimile: 804.780.1813
Website: www.t-mlaw.com

January 12, 2022

Via Electronic Filing & UPS 2-Day

David Foster, Chief – Utilities Division
c/o Tory Lawless
Dockets and Records Manager
Tennessee Public Utility Commission
502 Deaderick St., 4th Floor
Nashville, TN 37243

Re: PETITION OF KINGSPORT POWER COMPANY d/b/a AEP APPALACHIAN
POWER COMPANY FOR A GENERAL RATE INCREASE
(Docket No. 21-00107)

Dear Ms. Lawless:

Enclosed please find an original and four copies of a Petition to Intervene to be filed on behalf of East Tennessee Energy Consumers, including a check for the filing fee in the amount of \$25.00, in the above-referenced docket.

Thank you for your kind attention to this request.

Sincerely yours,

Michael J. Quinan

MJQ
Enclosures

cc: Mr. William C. Bovender
Mr. Joseph B. Harvey
Mr. James R. Bacha
Mr. Vance L. Broemel
Ms. Rachel C. Bowen
Ms. Noelle J. Coates

TENNESSEE PUBLIC UTILITY COMMISSION
NASHVILLE, TENNESSEE

In Re:

PETITION OF KINGSPORT POWER
COMPANY d/b/a AEP APPALACHIAN
POWER COMPANY FOR A GENERAL
RATE INCREASE

Docket No. 21-00107

**PETITION TO INTERVENE OF THE
EAST TENNESSEE ENERGY CONSUMERS**

East Tennessee Energy Consumers (“ETEC”), by counsel, pursuant to Tenn. Code Ann. §§ 4-5-310 and 65-2-107 and the Rules and Regulations of the Tennessee Public Utility Commission (“Commission”), hereby petitions the Commission for leave to intervene as a party of record in the above-captioned proceeding. In support of its petition, ETEC states as follows:

1. This proceeding was instituted on or about November 17, 2021, upon the petition (“Petition”) of Kingsport Power Company, d/b/a AEP Appalachian Power (“Kingsport” or “Company”) for a general rate case.

2. In its Petition, Kingsport seeks, among other relief, Commission approval of a \$14.4 million (gross) base rate increase.¹ The Petition indicates that Kingsport’s rate proposals are based on a projected return on equity (“ROE”) of 10.2%.² The Company’s current Commission-approved ROE is 9.85%.³

¹ Petition ¶¶ 4, 6. *See also id.* (estimating that Commission approval of all proposed rate adjustments would result in a *net* base rate increase \$6.9 million).

² *Id.* ¶ 7.

³ *See In re Petition of Kingsport Power Company d/b/a AEP Appalachian Power for a General Rate Case*, Tenn. Reg. Auth. Dkt. No. 16-00001, Order Approving Stipulation and Settlement Agreement, at 3, 6 (Oct. 19, 2016).

3. Kingsport provides electric distribution service to approximately 50,000 retail customers in Tennessee.⁴ Kingsport's Tennessee service territory includes the City of Kingsport, the Town of Mount Carmel, and parts of Sullivan, Washington and Hawkins Counties.⁵

4. ETEC is a coalition of three of Kingsport's largest Industrial Power consumers in Tennessee: Air Products and Chemicals, Inc., Domtar Paper Company, Inc., and Eastman Chemical Company.

5. Therefore, ETEC's members are directly interested in the issues to be decided in this case, including those relating to the reasonableness and implementation of any rate changes that the Commission may approve and the allocation of rate responsibility among the Company's customer classes.

6. ETEC must undertake discovery to properly evaluate the implications, relative to its members' interests, of the Company's proposals in this case, and to determine and address the reasonableness of such proposals.

7. Accordingly, and because there is no other party that exclusively represents the interests of its members, ETEC's participation as a party in this contested case is in the public interest.

8. Granting ETEC's petition will not impede the prompt and orderly conduct of these proceedings or otherwise prejudice or impair the interests of justice.

9. If ETEC's petition is granted, copies of all notices, correspondence, pleadings, orders, and other materials or communications filed or distributed to parties in this matter should be addressed to ETEC's legal counsel, as follows:

⁴ Petition ¶ 2.

⁵ *Id.*

Michael J. Quinan, Esq.
ThompsonMcMullan, P.C.
100 Shockoe Slip, Third Floor
Richmond VA 23219
Tel.: (804) 799-4127
Email: mquinan@t-mlaw.com

WHEREFORE, ETEC respectfully requests that the Commission enter an order granting this petition and allowing ETEC to participate as a party in this case.

Respectfully submitted,

**EAST TENNESSEE ENERGY
CONSUMERS**

Dated: January 12, 2022

By: 

Michael J. Quinan
(Tenn. Sup. Ct. No. 11104)
ThompsonMcMullan, P.C.
100 Shockoe Slip, Third Floor
Richmond VA 23219
Tel: (804) 799-4127
mquinan@t-mlaw.com

Counsel for East Tennessee Energy Consumers

CERTIFICATE OF SERVICE

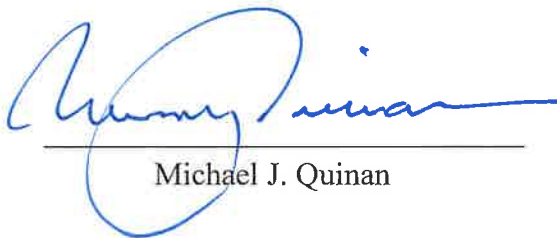
I certify that, on January 12, 2022, this document was served by prepaid U.S. Mail, and by electronic mail, on the following:

William C. Bovender, Esq.
Joseph B. Harvey, Esq.
Hunter, Smith & Davis, LLP
P.O. Box 3740
Kingsport, TN 37655
bovender@hdsdlaw.com
jharvey@hdsdlaw.com

Vance L. Broemel, Esq.
Rachel C. Bowen, Esq.
Office of the Tennessee Attorney General
Financial Division, Consumer Advocate Unit
P.O. Box 20207
Nashville, TN 37202-0207
vance.broemel@ag.tn.gov
rachel.bowen@ag.tn.gov

James R. Bacha, Esq.
American Electric Power Service Corp.
1 Riverside Plaza
Columbus, OH 43215
jrbacha@aep.com

Noelle J. Coates, Esq, Senior Counsel
American Electric Power Service Corp.
Three James Center
1051 E. Cary Street, Suite 1100
Richmond, VA 23219-4029
njcoates@aep.com



Michael J. Quinan