

**IN THE TENNESSEE PUBLIC UTILITY COMMISSION
AT NASHVILLE, TENNESSEE**

IN RE:)	
)	
PETITION OF KINGSPORT POWER COMPANY)	
d/b/a AEP APPALACHIAN POWER FOR)	
OCTOBER, 2020 THROUGH SEPTEMBER, 2021)	
ANNUAL RECOVERY UNDER THE TARGETED)	Docket No. 21-00142
RELIABILITY PLAN AND MAJOR STORM)	
RIDER ("TRP&MS"), ALTERNATIVE RATE)	
MECHANISMS APPROVED IN DOCKET)	
NO. 17-00032)	

PETITION TO INTERVENE

The Consumer Advocate Unit in the Financial Division of the Office of the Attorney General ("Consumer Advocate"), by and through Herbert H. Slatery III, Attorney General and Reporter for the State of Tennessee, pursuant to Tenn. Code Ann. § 65-4-118, respectfully petitions the Tennessee Public Utility Commission ("TPUC" or the "Commission") to grant the Consumer Advocate's intervention into this proceeding because consumers' interests, rights, duties, or privileges may be determined or affected by the Petition of Kingsport Power Company d/b/a AEP Appalachian Power for October, 2020 Through September, 2021 Annual Recovery Under the Targeted Reliability Plan and Major Storm Rider ("TRP&MS") Alternative Rate Mechanisms Approved in Docket No. 17-00032 ("Petition") filed by Kingsport Power Company d/b/a AEP Appalachian Power ("Kingsport" or the "Company") in this Docket. For cause, the Consumer Advocate would show as follows:

1. The Consumer Advocate is authorized by Tenn. Code Ann. § 65-4-118 to represent the interests of Tennessee consumers of public utility services by initiating and intervening as a

party in any matter or proceeding before the Commission in accordance with the Uniform Administrative Procedures Act, Tenn. Code Ann. §§ 4-5-101, *et seq.*, and TPUC rules.

2. Kingsport, a public utility regulated by the Commission, distributes “electric power to approximately 50,000 retail customers in its service area which includes the City of Kingsport, Tennessee, the Town of Mt. Carmel, Tennessee, and parts of Sullivan County, Washington County and Hawkins County, Tennessee.”¹ All of Kingsport’s electric power requirements are purchased from Appalachian Power Company.² The utility’s principal office is located in Kingsport, Tennessee.³

3. On December 1, 2021, the Company filed the instant Petition to request recovery of \$6,011,424 of deferred actual Targeted Reliability Plan (“TRP”) costs and Major Storm (“MS”) expenses that are not offset by cumulative TRP&MS revenues and have not been recovered through base rates for the review period of October 1, 2020, through September 30, 2021.⁴

4. The Company proposes to recover the TRP&MS costs beyond the amounts recovered through base rates by means of the TRP&MS Rider, as approved as an alternative rate mechanism in TPUC Docket No. 17-00032.⁵

5. The interests of consumers, including without limitation the potential increase in rates to customers through the implementation of the TRP&MS Rider, may be affected by the determinations and orders made by the Commission with respect to: (1) the interpretation, application, and implementation of Tenn. Code Ann. § 65-5-103 and other relevant statutory and

¹ Petition, p. 2, TPUC Docket No. 21-00142 (Dec. 1, 2021).

² *Id.* at p. 3. The Company states that Appalachian Power Company’s rates and charges are subject to the jurisdiction of the Federal Energy Regulatory Commission. *Id.*

³ *Id.* at p. 2.

⁴ *Id.* at pp. 1, 4.


⁵ *Id.* at p. 3; Direct Testimony of Eleanor K. Keeton on Behalf of Kingsport Power Company d/b/a AEP Appalachian Power, pp. 3-4, TPUC Docket No. 21-00142 (Dec. 2, 2021).


regulatory provisions; and (2) the review and analysis of the documentation, financial spreadsheets, and materials provided by the Company.

6. Only by participating as a party to this proceeding can the Consumer Advocate adequately carry out its statutory duty to represent the interests of Tennessee consumers.

Wherefore, the Consumer Advocate requests the Commission grant the Consumer Advocate's Petition to Intervene.

RESPECTFULLY SUBMITTED,


HERBERT H. SLATTERY III (BPR No. 009077)
Attorney General and Reporter
State of Tennessee


VANCE L. BROEMEL (BPR No. 011421)
Senior Assistant Attorney General
RACHEL C. BOWEN (BPR No. 039091)
Assistant Attorney General
Office of the Tennessee Attorney General
Financial Division, Consumer Advocate Unit
P.O. Box 20207
Nashville, Tennessee 37202-0207
Phone: (615) 741-8733
Email: Vance.Broemel@ag.tn.gov
Email: Rachel.Bowen@ag.tn.gov

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via U.S. Mail, with a courtesy copy via electronic mail, upon:


William C. Bovender
Joseph B. Harvey
Hunter, Smith & Davis, LLP
P.O. Box 3740
Kingsport, TN 37664
Email: bovender@hdsdlaw.com
Email: jharvey@hdsdlaw.com

William K. Castle
American Electric Power Service Corporation
Three James Center
Suite 1100 1051 E. Cary Street
Richmond, VA 23219-4029
Email: wkcastle@aep.com

James R. Bacha
American Electric Power Service Corporation
1 Riverside Plaza
Columbus, OH 43215
Email: jrbacha@aep.com

Noelle J. Coates
American Electric Power Service Corporation
Three James Center
1051 E. Cary Street, Suite 1100
Richmond, VA 23219-4029
Email: njcoates@aep.com

This the 28 day of ^{December 2021} ~~January~~ 2022. (KTS)


VANCE BROEMEL
Senior Assistant Attorney General