

Legal Notice

NOTICE TO THE PUBLIC OF A PETITION BY
APPALACHIAN POWER COMPANY,
FOR APPROVAL TO CONTINUE
RATE ADJUSTMENT CLAUSE, THE EE-RAC,
AND FOR APPROVAL OF A NEW ENERGY EFFICIENCY PROGRAM
PURSUANT TO
§§ 56-585.1 A 5 c AND 56-596.2 OF THE CODE OF VIRGINIA
CASE NO. PUR-2021-00236

•Appalachian Power Company ("APCo") requests a total of \$18,405,768 for its 2022 EE-RAC. According to APCo, this amount would increase the bill of a residential customer using 1,000 kilowatt hours per month by approximately \$0.34.

•A Hearing Examiner appointed by the Commission will hold a telephonic hearing in this case on May 18, 2022, at 10 a.m., for the receipt of public witness testimony.

•An evidentiary hearing will be held on May 19, 2022, at 10 a.m., either in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, or by electronic means. Further details on this hearing will be provided by subsequent Commission Order or Hearing Examiner's Ruling.

•Further information about this case is available on the Commission website at: scc.virginia.gov/pages/Case-Information.

On November 30, 2021, Appalachian Power Company ("APCo" or "Company"), pursuant to §§ 56-585.1 A 5 and 56-596.2 of the Code of Virginia ("Code") and the Final Order of the State Corporation Commission ("Commission") in Case No. PUR-2020-00251, filed with the Commission a petition ("Petition") for approval of the continued implementation of its rate adjustment clause ("EE-RAC") to recover the costs of its existing portfolio ("EE Portfolio") of energy efficiency ("EE") and demand response programs, as well as for approval of one new EE pilot program, the Commercial and Industrial ("C&I") Custom Pilot Program.

In its Petition, APCo requests Commission approval to implement the C&I Custom Pilot Program for a three-year period starting January 2023. The Company states that through the proposed pilot program, qualifying C&I customers will be able to earn incentives for EE improvements that are not already covered by existing programs in APCo's EE Portfolio. The Company further states that C&I customers will be able to implement non-standard and more complex EE projects that are unique to their facilities and operations. APCo indicates that it will offer incentives based on resultant, verified savings and that the Company and its partners will work with participating customers throughout the pilot program to refine goals and performance.

APCo also requests approval to continue the EE-RAC for the rate year of September 1, 2022, through August 31, 2023 ("2022 Rate Year"), to recover: (i) 2022 Rate Year costs associated with the Company's EE Portfolio ("Projected Factor"); and (ii) any (over)/under recovery of costs associated with the EE Portfolio as of August 31, 2022 ("True-Up Factor"). APCo represents that it calculated the margin on EE program expenses incurred through December 31, 2021, based on a return on common equity of 9.2%, as authorized by the Commission in Case No. PUR-2020-00015. The Company indicates that it excluded margins on projected EE program expenses after January 1, 2022, from the revenue requirement and will seek recovery of these margins in a future true-up proceeding. The Company proposes a total EE-RAC revenue requirement of \$18,405,768 for the 2022 Rate Year, which consists of a Projected Factor in the amount of \$19,672,909, and a True-Up Factor credit of \$1,267,141. APCo is not requesting recovery of lost revenues in this proceeding.

If the proposed EE-RAC for the 2022 Rate Year is approved, the impact on customer bills would depend on the customer's rate schedule and usage. According to the Company, implementation of the proposed EE-RAC would increase the monthly bill of a residential customer using 1,000 kilowatt hours per month by approximately \$0.34 or 0.3%.

Interested persons are encouraged to review the Petition and supporting documents for the details of these and other proposals.

TAKE NOTICE that the Commission may apportion revenues among customer classes and/or design rates in a manner differing from that shown in the Petition and supporting documents and thus may adopt rates that differ from those appearing in the Company's Petition and supporting documents.

The Commission has taken judicial notice of the ongoing public health issues related to the spread of the coronavirus, or COVID-19. In accordance therewith, all pleadings, briefs or other documents required to be served in this matter shall be submitted electronically to the extent authorized by 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice and Procedure ("Rules of Practice"). Confidential and Extraordinarily Sensitive Information shall not be submitted electronically and should comply with 5 VAC 5-20-170, *Confidential information*, of the Rules of Practice. Any person seeking to hand deliver and physically file or submit any pleading or other document shall contact the Clerk's Office Document Control Center at (804) 371-9838 to arrange the delivery.

Pursuant to 5 VAC 5-20-140, *Filing and service*, of the Commission's Rules of Practice, the Commission has directed that service on parties and the Commission's Staff in this matter shall be accomplished by electronic means. Please refer to the Commission's Order for Notice and Hearing for further instructions concerning Confidential or Extraordinarily Sensitive Information.

The Commission entered an Order for Notice and Hearing that, among other things, scheduled public hearings on APCo's Petition. On May 18, 2022, at 10 a.m., a Hearing Examiner appointed by the Commission will hold a telephonic hearing for the purpose of receiving the testimony of public witnesses, with no public witness present in the Commission's courtroom. On or before May 12, 2022, any person desiring to offer testimony as a public witness shall provide to the Commission (a) your name, and (b) the telephone number that you wish the Commission to call during the hearing to receive your testimony. This information may be provided to the Commission in three ways: (i) by filling out a form on the Commission's website at scc.virginia.gov/pages/Webcasting; (ii) by completing and emailing the PDF version of this form to SCCinfo@scc.virginia.gov; or (iii) by calling (804) 371-9141. This public witness hearing will be webcast at scc.virginia.gov/pages/Webcasting.

On May 19, 2022, at 10 a.m., either in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, or by electronic means, a Hearing Examiner appointed by the Commission will convene a hearing to receive testimony and evidence offered by the Company, any respondents, and the Commission's Staff on the Company's Petition. Further details on this hearing will be provided by subsequent Commission Order or Hearing Examiner's Ruling.

An electronic copy of the public version of the Company's Petition may be obtained by submitting a written request to counsel for the Company, Noelle J. Coates, Esquire, 3 James Center, American Electric Power Service Corporation, 1051 East Cary Street, Suite 1100, Richmond, Virginia 23219, or njcoates@aep.com.

On or before May 12, 2022, any interested person may submit comments on the Petition electronically by following the instructions on the Commission's website: scc.virginia.gov/casecomments/Submit-Public-Comments. Those unable, as a practical matter, to submit comments electronically may file such comments by U.S. mail to the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. All comments shall refer to Case No. PUR-2021-00236.

On or before March 2, 2022, any person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation with the Clerk of the Commission at: scc.virginia.gov/clk/efiling. Those unable, as a practical matter, to file a notice of participation electronically may file such notice by U.S. mail to the Clerk of the Commission at the address listed above. Such notice of participation shall include the email addresses of such parties or their counsel, if available. A copy of the notice of participation as a respondent also must be sent to counsel for the Company. Pursuant to 5 VAC 5-20-80 B, *Participation as a respondent*, of the Commission's Rules of Practice, any notice of participation shall set forth: (i) a precise statement of the interest of the respondent; (ii) a statement of the specific action sought to the extent then known; and (iii) the factual and legal basis for the action. Any organization, corporation or government body participating as a respondent must be represented by counsel as required by 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2021-00236.

On or before March 23, 2022, each respondent may file with the Clerk of the Commission, at scc.virginia.gov/clk/efiling, any testimony and exhibits by which the respondent expects to establish its case. Any respondent unable, as a practical matter, to file testimony and exhibits electronically may file such by U.S. mail to the Clerk of the Commission at the address listed above. Each witness's testimony shall include a summary not to exceed one page. All testimony and exhibits shall be served on the Staff, the Company, and all other respondents simultaneous with its filing. In all filings, the respondent shall comply with the Rules of Practice, including 5 VAC 5-20-140, *Filing and service*, and 5 VAC 5-20-240, *Prepared testimony and exhibits*. All filings shall refer to Case No. PUR-2021-00236.

Any documents filed in paper form with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, except as modified by the Commission's Order for Notice and Hearing, all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice.

The public version of the Company's Petition and other documents filed in this case, the Commission's Rules of Practice, and the Commission's Order for Notice and Hearing may be viewed at: scc.virginia.gov/pages/Case-Information.