

COMMONWEALTH OF VIRGINIA  
STATE CORPORATION COMMISSION

AT RICHMOND, MAY 13, 2024

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PETITION OF

2024 MAY 13 A 11:11

APPALACHIAN POWER COMPANY

CASE NO. PUR-2024-00020

For approval of its 2024 RPS Plan under  
§ 56-585.5 of the Code of Virginia and  
related requests

ORDER FOR NOTICE AND HEARING

During its 2020 Session, the Virginia General Assembly enacted Chapters 1193 (HB 1526) and 1194 (SB 851) of the 2020 Virginia Acts of Assembly. These duplicate Acts of Assembly, known as the Virginia Clean Economy Act ("VCEA"), became effective on July 1, 2020. The VCEA, *inter alia*, establishes a mandatory renewable energy portfolio standard ("RPS") for Appalachian Power Company ("APCo" or "Company") in § 56-585.5 of the Code of Virginia ("Code"). Subdivision D 4 of Code § 56-585.5 requires APCo to submit annually to the State Corporation Commission ("Commission") plans and petitions for approval of new solar and onshore wind generation capacity ("RPS Filing"). The RPS Filing must also include the Company's plan to meet the energy storage project targets of Code § 56-585.5 E. The Commission must determine whether the RPS Filing is reasonable and prudent, giving due consideration to the following factors: (i) the RPS and carbon dioxide reduction requirements in Code § 56-585.5; (ii) the promotion of new renewable generation and energy storage resources within the Commonwealth, and associated economic development; and (iii) fuel savings projected to be achieved by the plan.<sup>1</sup> The Commission's final order regarding any RPS Filing is

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<sup>1</sup> Code § 56-585.5 D 4.

required by Code § 56-585.5 D 4 to be entered by the Commission not more than six months after the date of such filing.

On April 25, 2024, APCo filed its annual RPS Filing to the Commission ("2024 RPS Filing" or "Petition"). In its 2024 RPS Filing, APCo requests that the Commission:

- (i) Approve the Company's annual plan for the development of new solar, wind, and energy storage resources pursuant to Code § 56-585.5 D 4 ("2024 RPS Plan");
- (ii) Approve a revenue requirement of \$16,503,258 for the rate year of November 1, 2024 through October 31, 2025 ("Rate Year") to be recovered through the mechanisms and methodology previously approved by the Commission in the RPS Cost Allocation Order;<sup>2</sup>
- (iii) Approve Rider VCEA – Net of Benefits Cost Rider ("Rider NBC"); and
- (iv) Approve the Company's request to be relieved of the requirement to conduct a retirement analysis of Mountaineer and Amos in future VCEA filings.<sup>3</sup>

The Company states that to meet the requirements of the VCEA, its 2024 RPS Plan includes multiple scenarios to help inform future requests for proposals for renewable and storage resources, and that "[a]ll scenarios meet both the RPS goals (Subsection C), Virginia-domiciled renewable generator requirements (Subsection D), and the energy storage requirements (Subsection E)."<sup>4</sup> APCo states that the 2024 RPS Plan continues to support a balanced and diverse portfolio of resources consisting of solar, wind, and market renewable energy certificate ("REC") purchases.<sup>5</sup>

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<sup>2</sup> *Filing of Appalachian Power Company, For consideration of the appropriate framework for cost recovery, the allocation of costs net of benefits pursuant to Code § 56-585.5 F, and class and jurisdictional cost allocation, Case No. PUR-2022-00166, Doc. Con. Cen. No. 230930056, Final Order (Sept. 15, 2023) ("RPS Cost Allocation Order").*

<sup>3</sup> *See* Petition at 1, 17.

<sup>4</sup> Direct Testimony of John A. Stevens ("Stevens Direct") at 4.

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

APCo states that in developing the 2024 RPS Plan, the Company ran multiple portfolio optimizations with different resources available.<sup>6</sup> The Company further states that each of the portfolios modeled for this RPS analysis was least cost, VCEA compliant, and demonstrated an optimal selection of diverse resources.<sup>7</sup> According to APCo, its action plan under the 2024 RPS Plan is to:

- Issue requests for proposals for onshore wind, solar, and energy storage resources;
- Pursue lowest cost compliance options consistent with the allocation percentages for construction or purchase described in Subsection D of Code § 56-585.5; and
- Make market REC purchases when advantageous.<sup>8</sup>

Additionally, APCo states that it has an application pending before the Commission for approval to construct and operate a battery energy storage system, the Glade-Whitetop Project,<sup>9</sup> which the Company states is in compliance with the VCEA, and the interim targets established by the Commission's Regulations Governing the Deployment of Energy Storage.<sup>10</sup>

#### Revenue Requirement and Rate Impact

APCo seeks approval to recover the Rate Year revenue requirement, through the RPS rate adjustment clauses ("RACs"), of \$16,503,258.<sup>11</sup> The Company states that this revenue

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<sup>6</sup> Petition at 9.

<sup>7</sup> *Id.*

<sup>8</sup> *Id.*

<sup>9</sup> See *Application of Appalachian Power Company, For approval to construct and operate a battery energy storage system*, Case No. PUR-2024-00001, Doc. Con. Cen. No. 240240025, Order for Notice and Hearing (Feb. 23, 2024).

<sup>10</sup> See Petition at 8; Stevens Direct at 5 (citing 20 VAC 5-302-10 *et seq.*).

<sup>11</sup> *Id.* at 10.

requirement consists of: (1) the under-recovery of costs through December 2023 in the amount of \$7,042,124; (2) the Bridge Period credit of \$9,812,605 for the period January 2024 through October 2024; and (3) the VCEA Rate Year revenue requirement of \$19,273,739.<sup>12</sup>

APCo included in the revenue requirement a request to recover \$1,008,260 in costs associated with two solar facilities (Firefly and Bedington) that the Commission approved in its Final Order in the Company's 2021 RPS proceeding,<sup>13</sup> but that were canceled shortly thereafter.<sup>14</sup> The Company represents that: (i) these costs include engineering and legal costs associated with developing the purchase-sale agreements and evaluating the site, interconnection requirement assessments, and technology performance estimates; and (ii) the Company abandoned each project for reasons beyond its control, including the rapidly escalating costs of components and labor.<sup>15</sup>

APCo states that the cost allocation methodologies and mechanisms used in this Petition are those approved by the Commission in the RPS Cost Allocation Order, which are as follows:<sup>16</sup>

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<sup>12</sup> *Id.* at 10, 11.

<sup>13</sup> *Petition of Appalachian Power Company, For approval of its 2021 RPS Plan under § 56-585.5 of the Code of Virginia and related requests*, Case No. PUR-2021-00206, 2022 S.C.C. Ann, Rept. 345, 349, Final Order on Petition and Associated Requests, and Order Bifurcating Proceeding (July 15, 2022).

<sup>14</sup> Petition at 11.

<sup>15</sup> *Id.*

<sup>16</sup> *Id.* at 10.

- (1) A.5 RPS RAC to recover \$13,880,179, the non-energy, non-ancillary services, non-capacity costs for all owned facilities, power purchase agreements ("PPA"), and REC purchases;
- (2) A.5 RPS-PCAP RAC to recover \$1,427,767, the costs of the capacity purchased through PPAs; and
- (3) A.6 RPS RAC to recover \$1,195,313, the costs of capacity and energy from facilities owned by the Company.

APCo estimates that the bill impact of the 2024 RPS Filing on a residential customer using 1,000 kilowatt-hours per month would be an increase of \$0.05, or 0.03% compared to rates in effect on March 31, 2024.<sup>17</sup>

#### Rider NBC

In this 2024 RPS Filing, APCo proposes a new additional rider, Rider NBC, which will apply to a subset of the Company's shopping customers switched pursuant to Code § 56-577 A 5 and that take service from the Company's Open Access Distribution tariff.<sup>18</sup> The Company asserts that because shopping customers are not subject to the fuel factor, the energy component of PPAs, which are the VCEA costs that are assigned to the fuel factor under the approved cost recovery framework, cannot therefore be collected from shopping customers.<sup>19</sup> The Company proposes a single rate mechanism, Rider NBC, to be trued-up annually that both collects the energy component of VCEA PPA riders and returns the energy benefits of the VCEA resources whose costs are collected through the Company's three VCEA RACs.<sup>20</sup>

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<sup>17</sup> *Id.* at 11; Direct Testimony of Michael M. Spaeth at 16 and Schedule 2.

<sup>18</sup> Petition at 15.

<sup>19</sup> *Id.*

<sup>20</sup> *Id.*

Relief from the Requirement to Model Retirement of Amos and Mountaineer

APCo states that, pursuant to prior Commission directive, the Company again modeled a portfolio sensitivity to evaluate the customer impacts of potential early retirement of the Amos and Mountaineer facilities.<sup>21</sup> The Company represents that, in this analysis, all four units at these facilities were modeled as individual generators available for economic retirement selection, and that all assumptions and inputs used were the same as those used for modeling the least-cost plan for achieving RPS Program compliance and the proposed plan for achieving RPS Program compliance.<sup>22</sup>

The Company asserts that under this analysis, the model selected all the Amos and Mountaineer units to continue operations until 2040 as part of the least cost plans. According to APCo, this result reflects the Company's assumption that both units will run through 2040, consistent with orders from the Commission and the Public Service Commission of West Virginia.<sup>23</sup> Consequently, the Company requests that it be relieved of the requirement to conduct this analysis in future VCEA filings.<sup>24</sup>

The Company seeks a waiver of Rule 60 of the Commission's Rules Governing Utility Rate Applications and Annual Informational Filings of Investor-Owned Electric Utilities ("Rate Case Rules") that applications requiring an overall cost of capital include Schedules 3, 4, 5,

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<sup>21</sup> *Petition of Appalachian Power Company, For approval of its 2023 RPS Plan under § 56-585.5 of the Code of Virginia and related requests*, Case No. PUR-2023-00001, Doc. Cen. Con. No. 230910123, Final Order at 7 (Sept. 7, 2023). See also *Petition of Appalachian Power Company, For approval of its 2023 RPS Plan under § 56-585.5 of the Code of Virginia and related requests*, Case No. PUR-2023-00001, Doc. Cen. Con. No. 230820001, Report of A. Ann Berkebile, Senior Hearing Examiner at 51 (July 31, 2023).

<sup>22</sup> Petition at 14.

<sup>23</sup> *Id.*

<sup>24</sup> *Id.*

and 8. The Company asserts that it is not asking for a change in its overall cost of capital from that which the Commission approved in Case No. PUR-2023-00002.<sup>25</sup>

APCo further seeks a limited waiver of the requirements under the Rate Case Rules to file voluminous documents related to its legacy wind PPAs as part of Schedule 46.<sup>26</sup>

Lastly, on April 26, 2024, APCo filed a Motion for Protective Ruling ("Motion").

NOW THE COMMISSION, upon consideration of this matter, is of the opinion and finds that the Company should provide public notice of its 2024 RPS Filing; a hearing should be scheduled for the purpose of receiving testimony and evidence on the Company's 2024 RPS Filing; interested persons should have an opportunity to file comments on the Company's 2024 RPS Filing or to participate as respondents in this proceeding; and Staff should be directed to investigate the 2024 RPS Filing and file testimony and exhibits containing its findings and recommendations.

We find that a Hearing Examiner should be appointed to conduct all further proceedings in this matter on behalf of the Commission, including ruling on the Company's Motion and filing a final report containing the Hearing Examiner's findings and recommendations.

Next, for purposes of making the Petition complete and commencing this proceeding, we grant APCo's requests for limited waivers from the filing of certain schedules related to the Company's overall cost of capital and the filing of certain voluminous documents as part of Schedule 46 relating to APCo's legacy wind PPAs.

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<sup>25</sup> *Id.* at 16-17. See also *Application of Appalachian Power Company, For a 2023 triennial review of its base rates, terms and conditions pursuant to § 56-585.1 of the Code of Virginia*, Case No. PUR-2023-00002, Doc. Con. Cen. No. 231140010, Final Order (Nov. 30, 2023).

<sup>26</sup> Petition at 17.

To promote administrative efficiency and timely service of filings upon participants, the Commission will, among other things, direct the electronic filing of testimony and pleadings unless they contain confidential information, and requires electronic service on parties to this proceeding.

Accordingly, IT IS ORDERED THAT:

(1) This matter is docketed and assigned Case No. PUR-2024-00020.

(2) 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.

(3) Pursuant to 5 VAC 5-20-140, *Filing and service*, of the Rules of Practice, the Commission directs that service on parties and Staff in this matter shall be accomplished by electronic means. Concerning Confidential or Extraordinarily Sensitive Information, parties and Staff are instructed to work together to agree upon the manner in which documents containing such information shall be served upon one another, to the extent practicable, in an electronically protected manner, even if such information is unable to be filed in the Office of the Clerk, so that no party or Staff is impeded from preparing its case.

(4) As provided by Code § 12.1-31 and 5 VAC 5-20-120, *Procedure before hearing examiners*, of the Rules of Practice, a Hearing Examiner is appointed to conduct all further proceedings in this matter on behalf of the Commission, including ruling on the Company's



Motion and filing a final report containing the Hearing Examiner's findings and recommendations. A copy of each filing made with the Commission's Clerk's office in this matter shall also be sent electronically to the Office of the Hearing Examiners.<sup>27</sup>

(5) The Commission hereby schedules a telephonic hearing for the receipt of testimony from public witnesses on the Company's 2024 RPS Filing, as follows:

- (a) The portion of the hearing for the receipt of testimony from public witnesses shall be convened telephonically at 10 a.m. on July 25, 2024.
- (b) To promote fairness for all public witnesses, each witness will be allotted five minutes to provide testimony.
- (c) On or before July 17, 2024, 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](http://scc.virginia.gov/pages/Webcasting); (ii) by completing and emailing the PDF version of this form to [SCCInfo@scc.virginia.gov](mailto:SCCInfo@scc.virginia.gov); or (iii) by calling (804) 371-9141.
- (d) Beginning at 10 a.m. on July 25, 2024, the Commission will telephone sequentially each person who has signed up to testify as provided above. This hearing will not be convened, and the parties will be notified of such, if no person signs up to testify as a public witness.
- (e) This public witness hearing will be webcast at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting).

(6) The evidentiary portion of the hearing on the Petition shall be convened at 10 a.m. on July 25, 2024, or at the conclusion of the public witness portion of the hearing, whichever is later, in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, to receive testimony and evidence offered by the Company, respondents, and Staff on the Company's 2024 RPS Filing.

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<sup>27</sup> Such electronic copies shall be sent to: [OHEParalegals@scc.virginia.gov](mailto:OHEParalegals@scc.virginia.gov).

(7) An electronic copy of the Company's 2024 RPS Filing may be obtained by submitting a written request to counsel for the Company: James G. Ritter, Esquire, American Electric Power Service Corporation, 1051 East Cary Street, Suite 1100, Richmond, Virginia 23219, or [jritter@aep.com](mailto:jritter@aep.com). Interested persons also may download unofficial copies from the Commission's website: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

(8) On or before June 4, 2024, the Company shall cause the following notice to be published as display advertising (not classified) on one occasion in newspapers of general circulation throughout the Company's Virginia service territory:

NOTICE TO THE PUBLIC OF A PETITION BY  
APPALACHIAN POWER COMPANY FOR  
APPROVAL OF ITS 2024 RENEWABLE PORTFOLIO  
STANDARD (RPS) PLAN UNDER § 56-585.5 OF THE  
CODE OF VIRGINIA AND RELATED REQUESTS  
CASE NO. PUR-2024-00020

During its 2020 Session, the Virginia General Assembly enacted Chapters 1193 (HB 1526) and 1194 (SB 851) of the 2020 Virginia Acts of Assembly. These duplicate Acts of Assembly, known as the Virginia Clean Economy Act ("VCEA"), became effective on July 1, 2020. The VCEA, inter alia, establishes a mandatory renewable energy portfolio standard ("RPS") for Appalachian Power Company ("APCo" or "Company") in § 56-585.5 of the Code of Virginia ("Code"). Subdivision D 4 of Code § 56-585.5 requires APCo to submit annually to the State Corporation Commission ("Commission") plans and petitions for approval of new solar and onshore wind generation capacity ("RPS Filing"). The RPS Filing must also include the Company's plan to meet the energy storage project targets of Code § 56-585.5 E. The Commission must determine whether the RPS Filing is reasonable and prudent, giving due consideration to the following factors: (i) the RPS and carbon dioxide reduction requirements in Code § 56-585.5; (ii) the promotion of new renewable generation and energy storage resources within the Commonwealth, and associated economic development; and (iii) fuel savings projected to be achieved by the plan. The Commission's final order regarding any RPS Filing is required by Code § 56-585.5 D 4

to be entered by the Commission not more than six months after the date of such filing.

On April 25, 2024, APCo filed its annual RPS Filing to the Commission ("2024 RPS Filing" or "Petition"). In its 2024 RPS Filing, APCo requests that the Commission:

- (i) Approve the Company's annual plan for the development of new solar, wind, and energy storage resources pursuant to Code § 56-585.5 D 4 ("2024 RPS Plan");
- (ii) Approve a revenue requirement of \$16,503,258 for the rate year of November 1, 2024 through October 31, 2025 ("Rate Year") to be recovered through the mechanisms and methodology previously approved by the Commission in the RPS Cost Allocation Order;
- (iii) Approve Rider VCEA – Net of Benefits Cost Rider ("Rider NBC"); and
- (iv) Approve the Company's request to be relieved of the requirement to conduct a retirement analysis of Mountaineer and Amos in future VCEA filings.

The Company states that to meet the requirements of the VCEA, its 2024 RPS Plan includes multiple scenarios to help inform future requests for proposals for renewable and storage resources, and that "[a]ll scenarios meet both the RPS goals (Subsection C), Virginia-domiciled renewable generator requirements (Subsection D), and the energy storage requirements (Subsection E)." APCo states that the 2024 RPS Plan continues to support a balanced and diverse portfolio of resources consisting of solar, wind, and market renewable energy certificate ("REC") purchases.

APCo states that in developing the 2024 RPS Plan, the Company ran multiple portfolio optimizations with different resources available. The Company further states that each of the portfolios modeled for this RPS analysis was least cost, VCEA compliant, and demonstrated an optimal selection of diverse resources. According to APCo, its action plan under the 2024 RPS Plan is to:

- Issue requests for proposals for onshore wind, solar, and energy storage resources;
- Pursue lowest cost compliance options consistent with the allocation percentages for construction or purchase described in Subsection D of Code § 56-585.5; and
- Make market REC purchases when advantageous.

Additionally, APCo states that it has an application pending before the Commission for approval to construct and operate a battery energy storage system, the Glade-Whitetop Project, which the Company states is in compliance with the VCEA and the interim targets established by the Commission's Regulations Governing the Deployment of Energy Storage.

#### Revenue Requirement and Rate Impact

APCo seeks approval to recover the Rate Year revenue requirement, through the RPS rate adjustment clauses ("RACs"), of \$16,503,258. The Company states that this revenue requirement consists of: (1) the under-recovery of costs through December 2023 in the amount of \$7,042,124; (2) the Bridge Period credit of \$9,812,605 for the period January 2024 through October 2024; and (3) the VCEA Rate Year revenue requirement of \$19,273,739.

APCo included in the revenue requirement a request to recover \$1,008,260 in costs associated with two solar facilities (Firefly and Bedington) that the Commission approved in its Final Order in the Company's 2021 RPS proceeding, but that were canceled shortly thereafter. The Company represents that: (i) these costs include engineering and legal costs associated with developing the purchase-sale agreements and evaluating the site, interconnection requirement assessments, and technology performance estimates; and (ii) the Company abandoned each project for reasons beyond its control, including the rapidly escalating costs of components and labor.

APCo states that the cost allocation methodologies and mechanisms used in this Petition are those approved by the Commission in the RPS Cost Allocation Order, which are as follows:

- (1) A.5 RPS RAC to recover \$13,880,179, the non-energy, non-ancillary services, non-capacity costs for all owned facilities, power purchase agreements ("PPA"), and REC purchases;
- (2) A.5 RPS-PCAP RAC to recover \$1,427,767, the costs of the capacity purchased through PPAs; and
- (3) A.6 RPS RAC to recover \$1,195,313, the costs of capacity and energy from facilities owned by the Company.

APCo estimates that the bill impact of the 2024 RPS Filing on a residential customer using 1,000 kilowatt-hours per month would be an increase of \$0.05, or 0.03% compared to rates in effect on March 31, 2024.

#### Rider NBC

In this 2024 RPS Filing, APCo proposes a new additional rider, Rider NBC, which will apply to a subset of the Company's shopping customers switched pursuant to Code § 56-577 A 5 and that take service from the Company's Open Access Distribution tariff. The Company asserts that because shopping customers are not subject to the fuel factor, the energy component of PPAs, which are the VCEA costs that are assigned to the fuel factor under the approved cost recovery framework, cannot therefore be collected from shopping customers. The Company proposes a single rate mechanism, Rider NBC, to be trued-up annually that both collects the energy component of VCEA PPA riders and returns the energy benefits of the VCEA resources whose costs are collected through the Company's three VCEA RACs.

#### Relief from the Requirement to Model Retirement of Amos and Mountaineer

APCo states that, pursuant to prior Commission directive, the Company again modeled a portfolio sensitivity to evaluate the customer impacts of potential early retirement of the Amos and Mountaineer facilities. The Company represents that, in this analysis, all four units at these facilities were modeled as individual generators available for economic retirement selection, and that all assumptions and

inputs used were the same as those used for modeling the least-cost plan for achieving RPS Program compliance and the proposed plan for achieving RPS Program compliance.

The Company asserts that under this analysis, the model selected all the Amos and Mountaineer units to continue operations until 2040 as part of the least cost plans. According to APCo, this result reflects the Company's assumption that both units will run through 2040, consistent with orders from the Commission and the Public Service Commission of West Virginia. Consequently, the Company requests that it be relieved of the requirement to conduct this analysis in future VCEA filings.

The foregoing is not an exhaustive list of all the proposals contained in the Company's Petition. Interested persons are encouraged to review the Company's 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 entered an Order for Notice and Hearing in this proceeding that, among other things, scheduled public hearings on APCo's 2024 RPS Filing. On July 25, 2024, 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. On or before July 17, 2024, 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](http://scc.virginia.gov/pages/Webcasting); (ii) by completing and emailing the PDF version of this form to [SCCInfo@scc.virginia.gov](mailto:SCCInfo@scc.virginia.gov); or (iii) by calling (804) 371-9141. This public witness hearing will be webcast at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting).

Beginning at 10 a.m. on July 25, 2024, the Hearing Examiner will telephone sequentially each person who has signed up to testify as provided above.

On July 25, 2024, at 10 a.m., or at the conclusion of the public witness portion of the hearing, whichever is later, in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, the Hearing Examiner will convene a hearing to receive testimony and evidence related to the Company's 2024 RPS Filing from the Company, any respondents, and Staff.

To promote administrative efficiency and timely service of filings upon participants, the Commission has directed the electronic filing of testimony and pleadings unless they contain confidential information and requires electronic service on parties to this proceeding.

An electronic copy of the Company's 2024 RPS Filing may be obtained by submitting a written request to counsel for the Company: James G. Ritter, Esquire, American Electric Power Service Corporation, 1051 East Cary Street, Suite 1100, Richmond, Virginia 23219, or [jritter@aep.com](mailto:jritter@aep.com). Interested persons also may download unofficial copies from the Commission's website: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

On or before June 27, 2024, any interested person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation at [scc.virginia.gov/clk/efiling](http://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 State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. Such notice of participation shall include the email addresses of such parties or their counsel, if available. The respondent shall send a copy of the notice of participation to counsel to the Company. Pursuant to 5 VAC 5-20-80 B, *Participation as a respondent*, of the Commission's Rules of Practice and Procedure ("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-2024-00020. For additional information about participation as a respondent, any person or entity should obtain a copy of the Commission's Order for Notice and Hearing.

On or before June 27, 2024, each respondent may file with the Clerk of the Commission, at [scc.virginia.gov/clk/efiling](http://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 sent to Staff, the Company, and all other. In all filings, respondents shall comply with the Rules of Practice, as modified by the Commission's Order for Notice and Hearing, 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-2024-00020.

On or before July 17, 2024, any interested person or entity may submit comments on the 2024 RPS Filing by following the instructions found on the Commission's website: [scc.virginia.gov/casecomments/Submit-Public-Comments](http://scc.virginia.gov/casecomments/Submit-Public-Comments). Those unable, as a practical matter, to submit comments electronically may file such comments with the Clerk of the Commission at the address listed above. All such comments shall refer to Case No. PUR-2024-00020.

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 Rules of Practice.

The Company's 2024 RPS Filing, the Commission's Rules of Practice, the Commission's Order for Notice and Hearing, and other documents filed in the case may be viewed at: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

#### APPALACHIAN POWER COMPANY

(9) The Company shall serve each official listed in 20 VAC 5-204-10 J 1 as provided by 20 VAC 5-204-10 J 2.

(10) On or before June 20, 2024, the Company shall file proof of the notice and service required by Ordering Paragraphs (8) and (9) above, including the name, title, address,



and electronic mail address (if applicable) of each official served, with the Clerk of the State Corporation Commission by filing electronically at [scc.virginia.gov/clk/efiling](https://scc.virginia.gov/clk/efiling).

(11) On or before July 17, 2024, any interested person may submit comments on the 2024 RPS Filing by following the instructions found on the Commission's website: [scc.virginia.gov/casecomments/Submit-Public-Comments](https://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-2024-00020.

(12) On or before June 27, 2024, any interested 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](https://scc.virginia.gov/clk/efiling). Those unable, as a practical matter, to file a notice of participation electronically may submit such notice by U.S. mail to the Clerk of the Commission at the address listed in Ordering Paragraph (11). Such notice of participation shall include the email addresses of such parties or their counsel, if available. The respondent shall send a copy of the notice of participation to counsel to the Company. Pursuant to 5 VAC 5-20-80 B, *Participation as a respondent*, of the 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-2024-00020.

(13) Within three (3) business days of receipt of a notice of participation as a respondent, the Company shall serve a copy of the public version of its 2024 RPS Filing and supporting materials on the respondent, unless these have already been provided to the respondent.

(14) On or before June 27, 2024, each respondent may file with the Clerk of the Commission, at [scc.virginia.gov/clk/efiling](https://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 submit such by U.S. mail to the Clerk of the Commission at the address in Ordering Paragraph (11). Each witness's testimony shall include a summary not to exceed one page. A copy of all testimony and exhibits shall be sent to Staff, the Company, and all other respondents. 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-2024-00020.

(15) On or before June 27, 2024, Staff shall investigate the 2024 RPS Filing and file with the Clerk of the Commission its testimony and exhibits concerning the 2024 RPS Filing, and each Staff witness's testimony shall include a summary not to exceed one page. A copy thereof shall be sent to counsel to the Company and all respondents.

(16) On or before July 11, 2024, the Company shall file with the Clerk of the Commission any rebuttal testimony and exhibits that it expects to offer, and each rebuttal witness's testimony shall include a summary not to exceed one page. The Company shall send a copy of its rebuttal testimony and exhibits to Staff and all respondents.

(17) 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, all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Rules of Practice.

(18) The Commission's Rule of Practice 5 VAC 5-20-260, *Interrogatories or requests for production of documents and things*, shall be modified for this proceeding as follows: responses and objections to written interrogatories and requests for production of documents shall be served within five (5) calendar days after receipt of the same. In addition to the service requirements of 5 VAC 5-20-260 of the Rules of Practice, on the day that copies are filed with the Clerk of the Commission, a copy of the interrogatory or request for production shall be served electronically on the party to whom the interrogatory or request for production is directed or the assigned Staff attorney if the interrogatory or request for production is directed to Staff.<sup>28</sup> Except as modified above, discovery shall be in accordance with Part IV of the Rules of Practice, 5 VAC 5-20-240 *et seq.*

(19) The Company's requests for waivers are granted as set forth in this Order for Notice and Hearing.

(20) This matter is continued.

A COPY hereof shall be sent electronically by the Clerk of the Commission to all persons on the official Service List in this matter. The Service List is available from the Clerk of the Commission.

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<sup>28</sup> The assigned Staff attorney is identified on the Commission's website: [scc.virginia.gov/Case-Information](http://scc.virginia.gov/Case-Information), by clicking "Docket Search," and clicking "Search by Case Information," and entering the case number, PUR-2024-00020, in the appropriate box.