

**BEFORE THE  
ARKANSAS PUBLIC SERVICE COMMISSION**

**IN THE MATTER OF THE APPLICATION OF )  
OKLAHOMA GAS AND ELECTRIC COMPANY )  
FOR AUTHORITY TO CONSTRUCT A ) DOCKET NO. 21-034-U  
5 MEGAWATT SOLAR GENERATION )  
FACILITY IN THE STATE OF OKLAHOMA )**

**APPLICATION**

COMES NOW Oklahoma Gas and Electric Company (hereinafter “OG&E” or “Company”), and in support of its Application to Construct a 5 Megawatt Solar Facility in the State of Oklahoma (“Application”), states as follows:

1. OG&E is an investor owned corporation organized under the laws of the State of Oklahoma. It is qualified to conduct business in the State of Arkansas. The Company is a public utility as defined by Ark. Code Ann. § 23-1-101 *et seq.*, and as such, is subject to the jurisdiction of the Arkansas Public Service Commission (hereinafter “Commission”). Its principal place of business is located at 321 N. Harvey Avenue, Oklahoma City, Oklahoma 73102. A copy of its Articles of Incorporation was filed with the Commission in Docket No. 15-034-U on May 8, 2015 and is incorporated herein by reference.
2. OG&E’s property consists of facilities for the generation, transmission and distribution of electric power and energy to its retail customers in its service areas in Oklahoma and Arkansas. OG&E provides electric service to approximately 849,000 total retail customers, of which 67,400 are located in Arkansas.
3. Subsequent to discussions between the General Staff of the Commission (“Staff”) and the Company, OG&E is filing this Application pursuant to the provisions of Ark. Code Ann. § 23-18-104 and Rule 3.09 of the Commission’s Rules of Practice and Procedure. Ark.

Code Ann. § 23-18-104, in general, requires a public utility to provide notice to, and seek approval of, the Commission to construct a power-generating facility located outside the boundaries of the State of Arkansas. The Company is seeking the Commission's approval to construct an approximately 5 MW ("Megawatt") solar generation facility in southern Oklahoma on Company owned property.

4. OG&E implemented a pilot project in the State of Oklahoma in 2016, in response to Oklahoma customer demand, which included a 2.5 MW facility and authorization of up to an additional 25 MW of solar generated energy. OG&E's pilot project became a permanent tariff offering in Oklahoma in 2018, under its Utility Solar Program ("USP") Tariff. The USP tariff offering has been fully, or near fully, subscribed since inception.
5. The Company proposes to construct approximately 5 MW of new solar generation to meet customer demand. The solar will be directly connected to a distribution substation and are an extension on an existing solar facility that was built and initially discussed in OG&E's request for authority to construct two 5 MW solar generation facilities in the State of Oklahoma in Docket No. 19-013-U. All costs, revenues and kilowatt hours associated with the facility will be directly assigned to Oklahoma.
6. In conjunction with this Application, OG&E makes the following representations:
  - A. The Company will never seek recovery of any costs and/or expenses associated with the construction and subsequent operation of the facility through rates or when computing the utility's cost of service for rate-making proceedings in the State of Arkansas; and

- B. The Company will hold Arkansas rate-payers harmless from any adverse rate impacts that might otherwise result to Arkansas ratepayers as a result of this Application.
7. The Company will present witness Lauren Maxey to provide testimony in support of its Application.
8. Pursuant to Rule 3.04 of the Commission's Rules of Practice and Procedure, the following individuals should be placed on the official service as the persons authorized to receive notice on behalf of Oklahoma Gas and Electric Company:

Donald Rowlett  
Managing Director Regulatory Affairs  
Oklahoma Gas and Electric Company  
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WHEREFORE, Oklahoma Gas and Electric Company respectfully requests that the Commission issue its order approving the construction of the 5 MW solar generation facility, under the conditions above outlined, and for all other appropriate relief.

Respectfully submitted,

OKLAHOMA GAS AND ELECTRIC  
COMPANY

By: /s/ Lawrence E. Chisenhall, Jr.  
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Attorney for Oklahoma Gas and Electric  
Company

**CERTIFICATE OF SERVICE**

I, Lawrence E. Chisenhall, Jr., hereby state that a copy of the foregoing instrument was served on all the parties of record via the APSC Electronic Filing System on this the 3<sup>rd</sup> day of March, 2021.

/s/ Lawrence E. Chisenhall, Jr.  
Lawrence E. Chisenhall, Jr.