

**Minutes of the
Oklahoma Corporation Commission
State of Oklahoma**

October 8, 2025 – 9:00 a.m.

These are the minutes for the Corporation Commission's ("Commission") special meeting conducted in accordance with the Open Meeting Act on October 8, 2025, in the Concourse Theater, Suite C50, Will Rogers Memorial Office Building, 2401 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105. Archived Commission meeting recordings may be accessed on the Commission's website.

The notice and agenda for the meeting were posted prominently and publicly at the principal office of the Commission at the Will Rogers Memorial Office Building, 2401 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105 at 8:45 a.m., October 6, 2025, by Commission employees acting under the direction of Chairman Kim David. Notice was provided in writing to the Oklahoma Secretary of State at least forty-eight hours in advance of the meeting, and the notice and agenda are also made available to the public on the Commission's website, oklahoma.gov/occ. A copy of the notice and agenda is attached to these minutes as Appendix A.

Commissioner Hiatt called the meeting to order at 9:00 a.m.

Members present were Commissioner J. Todd Hiatt and Commissioner Brian Bingman. Chairman Kim David was not present. A quorum of the Commission was present. Interested persons participated in the meeting in person or by teleconference/videoconference when and as authorized.

Proceedings, including Public Comment, a Pre-Hearing Conference, to include consideration, potential hearing, and potential vote(s) on Oklahoma Industrial Energy Consumers' Motion to Determine Applicability of Senate Bill 998 filed September 30, 2025, and Hearing on the Merits in Case No. PUD2025-000038, In the Matter of the Application of Oklahoma Gas and Electric Company for Commission Preapproval of New Generation Capacity Pursuant to 17 O.S. § 286(C) and Rider Cost Recovery Commissioner Hiatt announced the agenda item and recommended to proceed with the pre-hearing conference, including oral argument on *Oklahoma Industrial Energy Consumers' (OIEC) Motion to Determine the Applicability of Senate Bill 998* ("OIEC Motion"), prior to taking up public comment. Commissioner Hiatt made a brief announcement and then turned the meeting over to Administrative Law Judge ("ALJ") Ken Behrens to conduct the proceedings in this case. ALJ Behrens initiated the pre-hearing conference and opened the record on OIEC's Motion in which oral arguments were heard. ALJ Behrens recessed the meeting at 10:23 a.m.

The meeting reconvened at 10:35 a.m. with Commissioner Todd Hiatt and Commissioner Brian Bingman present. ALJ Behrens resumed the hearing on OIEC's Motion, and discussion was held. Commissioner Hiatt **MADE A MOTION** to adopt OIEC's Motion with an addition to also include that the law in effect at the time the application was filed is what controls the proceeding. Commissioner Bingman requested to take the matter under advisement. No action was taken on the motion.

ALJ Behrens then proceeded with public comment. Public comment was taken from several persons present in Suite C50, but none was offered by persons online. At the conclusion of public

comment, ALJ Behrens resumed the pre-hearing conference and proceeded to open the record on the hearing on the merits, announcing a continuance to Monday, October 13, 2025, at 9:00 a.m. Commissioner Hiatt announced that agenda item II, both the pre-hearing and hearing on the merits, would be continued to 9:00 a.m. on Monday, October 13, 2025, in the Concourse Theater, Suite C50 of the Will Rogers Memorial Office Building.

Chairman Kim David reconvened the meeting on October 13, 2025, at 9:02 a.m., in the Concourse Theater, Suite C50 of the Will Rogers Memorial Office Building with all three Commissioners present. Chairman David turned the meeting over to ALJ Behrens to conduct proceedings.

ALJ Behrens resumed the pre-hearing conference. Discussion was held regarding OIEC's Motion, with Commissioners David and Bingman requesting to take the matter under advisement. At the conclusion of the pre-hearing conference, the hearing on the merits resumed before the Commission *en banc* with ALJ Behrens acting as Referee. The Commission and Referee Behrens then began hearing witness testimony.

Referee Behrens recessed the meeting at 10:30 a.m. and reconvened the meeting at 10:43 a.m. with all three Commissioners present during witness testimony.

Referee Behrens recessed the meeting at 12:12 p.m. and reconvened the meeting at 1:32 p.m. with all three Commissioners present during witness testimony.

Referee Behrens recessed the meeting at 2:45 p.m. and reconvened the meeting at 3:00 p.m. with all three Commissioners present during witness testimony.

Referee Behrens recessed the meeting at 5:19 p.m., and continued the meeting to 9:00 a.m. on October 14, 2025, in the Concourse Theater, Suite C50 of the Will Rogers Memorial Office Building.

Commissioner David reconvened the meeting on October 14, 2025, at 9:02 a.m. in the Concourse Theater, Suite C50 of the Will Rogers Memorial Office Building, with all three Commissioners present. A quorum of the Commissioner was present. Commissioner David turned the meeting over to Referee Behrens, who continued to hear witness testimony. Referee Behrens recessed the meeting at 10:14 a.m.

Referee Behrens recessed the meeting at 10:10 a.m. and reconvened the meeting at 10:21 a.m. with all three Commissioners present during witness testimony.

Referee Behrens recessed the meeting at 11:34 a.m. and reconvened the meeting at 11:40 a.m. with all three Commissioners present during witness testimony.

Referee Behrens recessed the meeting at 11:48 a.m. and reconvened the meeting at 1:16 p.m. with all three Commissioners present during witness testimony.

Referee Behrens recessed the meeting at 2:53 p.m. and reconvened the meeting at 3:05 p.m. with all three Commissioners present during witness testimony.

Referee Behrens recessed the meeting at 3:26 p.m. and reconvened the meeting at 3:31 p.m. with all three Commissioners present during witness testimony.

Referee Behrens recessed the meeting at 3:40 p.m. and reconvened the meeting at 3:45 p.m. with all three Commissioners present during witness testimony. Referee Behrens closed the record and turned the meeting back over to the Commissioners, and the matter was taken under advisement.

Adjournment The meeting adjourned at 4:50 p.m.



Kim David, Chairman

ATTESTED this 29th day of October 2025.



Garey L. Wortham, Commission Secretary



APPENDIX A

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OKLAHOMA CORPORATION COMMISSION Notice of Public Meeting Special Meeting

Notice is hereby given to all persons that the Oklahoma Corporation Commission (“Commission”) shall meet and conduct business, as follows:

Time, Day, and Date: 9:00 a.m. Wednesday, October 08, 2025

Place: Concourse Theater, Suite C50, Will Rogers Memorial Office Building, 2401 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105

The Concourse Theater is located in the tunnel between the Will Rogers Memorial Office Building and the Sequoyah Memorial Office Building in the Capitol Complex

Purpose: Conducting of daily business enumerated in the items below

Posting Division: Chairman Kim David

AGENDA

Item	Topic
I.	A. Call to order B. Announcement concerning public notice C. Determination of quorum
II.	Proceedings, including Public Comment, a Pre-Hearing Conference, to include consideration, potential hearing, and potential vote(s) on <i>Oklahoma Industrial Energy Consumers’ Motion to Determine Applicability of Senate Bill 998</i> filed September 30, 2025, and Hearing on the Merits in Case No. PUD2025-000038 , <i>In the Matter of the Application of Oklahoma Gas and Electric Company for Commission Preapproval of New Generation Capacity Pursuant to 17 O.S. § 286(C) and Rider Cost Recovery</i>
III.	Adjournment

The meeting is open to the public.

If public comment is listed on an agenda item, and authorized, each speaker will be allowed no more than five (5) minutes, and the subject must pertain to the agenda item.

Notice was provided in writing to the Oklahoma Secretary of State at least 48 hours in advance of the scheduled meeting, and notice and agenda were posted prominently and publicly at the principal offices of the Commission at the Will Rogers Memorial Office Building, 2401 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105 at 8:45 a.m., Monday, October 06, 2025.