

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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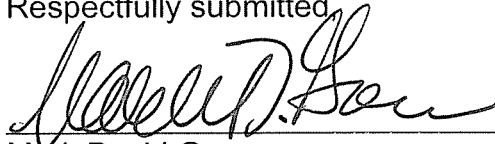
BULLDOG'S ENTERPRISES, INC. d/b/a)	
BULLDOG'S ROAD HOUSE)	
COMPLAINANT)	
)	
VS.)	Case No. 2010-00404
)	
DUKE ENERGY KENTUCKY, INC.)	
RESPONDENT)	

RESPONDENT'S MOTION FOR LEAVE TO FILE A SUR-REPLY

Comes now the respondent, Duke Energy Kentucky, Inc. ("Duke Energy Kentucky"), by counsel, and respectfully requests leave to file a sur-reply to the reply in support of the motion to dismiss the complaint without prejudice, filed by Bulldog's Enterprises, Inc. ("Bulldog"). Bulldog's reply contains several statements which are demonstrably incorrect or create a false impression. While the Commission is more than capable of sifting through these statements, Duke Energy Kentucky believes it is incumbent upon them to correct these statements. The sur-reply which Duke Energy Kentucky seeks to file is tendered herewith.

WHEREFORE, on the basis of the foregoing, Duke respectfully requests the Commission to grant it leave to file the attached sur-reply to the reply in support of the motion to dismiss the complaint without prejudice.

Respectfully submitted,



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Counsel for Duke Energy-Kentucky, Inc.

CERTIFICATE OF SERVICE

This will certify that a true and correct copy of the foregoing was served by depositing same in the custody and care of the U.S. Mail, postage prepaid, on this 3rd day of March, 2011, addressed to the following:

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