

Eric C. Deters Charles T. Lester, Jr. Gregory A. Keyser Wm. Eric Minamyer Sean Maloney Andrew W. Green

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PUBLIC SERVICE January 11, 2012 COMMISSION

Erin Murray Ashley M. Bolender James Y. Moore Stephanie L. Collins Eric S. Grinnell **David Stringer** 

Mark David Goss Frost Brown Todd LLC 250 W. Main St., Suite 2800 Lexington, KY 40507

Jeff R. Derouen, Executive Director **Public Service Commission** 211 Sower Boulevard Frankfort, Kentucky 40602-0615

BULLDOG'S ENTERPRISES INC., d/b/a BULLDOG'S ROAD HOUSE v. RE:

DUKE ENERGY KENTUCKY, INC.

**PSC CASE NO. 2010-00404** 

Dear Mr. Goss:

Enclosed please find Bulldog's Enterprises Response to Commission Staff's Second Request For Information. Sorry for the delay in the response.

Sincerely,

Eric C. Deters

/11 Encl.

O:\ECD v Duke\ltr to Goss and Commission 1-11-12 wpd

# COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

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

# BULLDOG'S ENTERPRISES REPONSE TO COMMISSION STAFF'S SECOND REQUEST FOR INFORMATION

Comes now Bulldog's Enterprises, Inc. d/b/a, Bulldog's Road House ("Bulldog's"), by counsel, and hereby tenders its response to Commission Staff's Second Request for Information (the "Requests"), respectfully stating as follows:

Bulldog's response consists of one original and six copies of information and documents responsive to Commission Staff's Second Request for Information. In accordance with the Commission's November 30, 2011 Second Request for Information and the requirements of 87 KAR 5:001, the verifications for Bulldog's responses are attached hereto. The person responsible for Bulldog's responses is Eric C. Deters.

This // day of January, 2012.

Respectfully submitted,

Érie C. Deters (81812) 5247 Madison Pike

Independence, KY 41017

Phone: (859) 363-1900 Fax: (859) 363-1444

Email: eric@ericdeters.com

## **CERTIFICATE OF SERVICE**

I hereby certify that on the January, 2012, a copy of the foregoing was served via regular U.S. mail, postage pre-paid, upon the following:

Mark David Gross Frost Brown Todd, LLC 250 W. Main Street, Suite 2800 Lexington, KY 40507-1749

Counsel for Complainant

Bulldog's Case No. 2010-00404 Staff Second Data Requests Date requested: November 30, 2011

STAFF-DR-02-001

#### REQUEST:

Refer to Bulldog's Response to items 2.b. and 2.c. of Duke Energy Kentucky Inc.'s ("Duke Kentucky") Initial Request for Production of Documents and Interrogatories ("Duke Kentucky's Initial Request"). In these responses, Bulldog states that the restaurant was used during the July 4, 2010 weekend and one other night in July.

a. Provide the number of days the restaurant would have been in use in preparation for these events.

Response: No days in preparation. Event outside.

b. State the level at which the thermostat would have been set for preparation days and event days.

Response: Not relevant. No days in preparation. The event was outside.

Person Responsible: Eric C. Deters

## **VERIFICATION**

Commonwealth of Kentucky	)	SS:
County of Kenton	ý	
President of, and Registered supervised the preparation of t that the matters set forth in the	l Agent he respo ne forego	rs, being duly sworn, deposes and says is the for, Bulldog's Enterprises, Inc., that he has onses to the foregoing information requests; and bing responses to information requests are true ledge, information and belief, after reasonable
		Eric C. Deters, Affiant
Sworn to and subscribe January, 2012.	ed to be	fore me by Eric C. Deters on this 🔼 th day o

NOTARY PUBLIC

My Commission Expires: 12-5-2015

Bulldog's Case No. 2010-00404 Staff Second Data Requests Date requested: November 30, 2011

STAFF-DR-02-002

### REQUEST:

Refer to Bulldog's Response to Items 3.a. of Duke Kentucky's Initial Request. Bulldog states that the "air was off". However, in a June 29, 2010 letter Duke Kentucky, Mr. Eric Deters states that "our air conditioner has been off or set on 80 the entire time". State whether the air conditioner was turned off or set to 80 degrees.

RESPONSE:

The first few days at 80, but then off.

Person Responsible: Eric C. Deters

### VERIFICATION

Commonwealth of Kentucky	)	
	)	SS:
County of Kenton	)	

The undersigned, Eric C. Deters, being duly sworn, deposes and says is the President of, and Registered Agent for, Bulldog's Enterprises, Inc., that he has supervised the preparation of the responses to the foregoing information requests; and that the matters set forth in the foregoing responses to information requests are true and accurate to the best of his knowledge, information and belief, after reasonable inquiry.

Eric C. Deters, Affiant

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My Commission Expires: 12-5-2015