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David L. Armstrong
Chairman

James Gardner
Vice-Chairman

Charles R. Borders
Commissioner

September 6, 2011

PARTIES OF RECORD

Re: Case No. 2011-00124

Attached is a copy of a memorandum which is being filed in the record of the above-referenced case. If you would like to make comments regarding the contents of this informal conference memorandum, please do so within five days of receipt of this letter. If you have any questions, please contact Jeff Shaw of the Commission staff at 502/564-3940, extension 237.


Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Derouen".

Jeff Derouen
Executive Director

Attachment

INTRA-AGENCY MEMORANDUM
KENTUCKY PUBLIC SERVICE COMMISSION

TO: Main Case File - Case No. 2011-00124
FROM: Jeff Shaw 
DATE: September 6, 2011
RE: Informal Conference of August 26, 2011

On August 26, 2011, an informal conference ("IC") was conducted to discuss the August 19, 2011 petition for rehearing submitted by the Joint Applicants in this matter [Duke Energy Corporation ("Duke Energy"), Cinergy Corp, Duke Energy Ohio, Inc., Duke Energy Kentucky, Inc., Diamond Acquisition Corporation, and Progress Energy, Inc.] The IC was attended by representatives of Joint Applicants, the Attorney General of the Commonwealth of Kentucky ("AG") and Commission Staff ("Staff"). A copy of the attendance list for the IC is attached hereto.

Joint Applicants had requested an IC for the purpose of providing clarification of their rehearing petition, which relates to the Commission's August 2, 2011 order that required Duke Energy's post-merger Board of Directors to include at least one non-employee member who is a customer of one of its Midwest utilities. Joint Applicants used the IC to expand on their concerns regarding their ability to comply with this requirement. They also responded to questions and comments from the AG and Staff.

Staff indicated that it anticipated that the Commission would grant the request for rehearing due to the nature of the concerns raised therein. Staff also indicated that another IC would possibly be scheduled once it had received guidance from the Commission on how it, the Staff, should proceed in this matter.

With that understanding, the IC was adjourned.

Attachment

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JOINT APPLICATION OF DUKE ENERGY)	
CORPORATION, CINERGY CORP., DUKE)	
ENERGY OHIO, INC., DUKE ENERGY)	CASE NO.
KENTUCKY, INC., DIAMOND ACQUISITION)	2011-00124
CORPORATION, AND PROGRESS ENERGY,)	
INC. FOR APPROVAL OF THE INDIRECT)	
TRANSFER OF CONTROL OF DUKE ENERGY)	
KENTUCKY, INC.)	

August 26, 2011

Please sign in:

NAME	REPRESENTING
<u>RICHARD RAFF</u>	<u>PSC-LEGAL</u>
<u>Marc Maully</u>	<u>Duke Energy</u>
<u>Julie Johnson</u>	<u>" "</u>
<u>Mark D. Green</u>	<u>707 for Duke Energy</u>
<u>Nedwo Sharkey-Tabor</u>	<u>Duke Energy</u>
<u>Rocco DiStefano</u>	<u>Duke Energy</u>
<u>BOBBY SINGH</u>	<u>PROGRESS ENERGY</u>
<u>Lamy Cook</u>	<u>OAG</u>
<u>Jennifer Blakely</u>	<u>OAG</u>
<u>Jeff Shaw</u>	<u>PSC-FA</u>
<u>Bob Russell</u>	<u>PSC-FA</u>
<u>Chris Whelan</u>	<u>PSC-FA</u>