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October 17, 2012

Chris Perry  
President and CEO  
Fleming-Mason Energy Cooperative, Inc.  
1449 Elizaville Road  
P. O. Box 328  
Flemingsburg, KY 41041

Marvin W Suit, Attorney At Law  
Suit, McCartney & Price, PLLC  
207 Court Square  
Flemingsburg, KY 41041

RE: Fleming-Mason Energy Cooperative, Inc.  
Case No. 2012-00369  
Filing Deficiencies

The Commission Staff has reviewed Fleming-Mason Energy Cooperative, Inc.'s application in the above case. This filing is rejected for the reasons set forth below.

Filing deficiencies pursuant to:

- (1) 807 KAR 5:001, Section 10(1)(b)(7) – The proposed tariff in form complying with 807 KAR 5:011 with an effective date not less than thirty (30) days from the date the application is filed.
- (2) 807 KAR 5:001, Section 10(3)(b) – Present and proposed rates for each customer class to which change would apply.

For Rate Schedule LIS 6, the Official Notice in Exhibit 4 has a proposed demand charge for per billing kW of \$7.17, while Exhibit 2 page 15 has a proposed demand charge per billing kW of \$7.16.

For Rate Schedule LIS - 6B, the Official Notice in Exhibit 4 has a proposed customer charge of \$611.47, while Exhibit 2, page 17 has a customer charge of \$1221.76/Mo.

- (3) 807 KAR 5:001, Section 10(6)(n) – Summary of latest depreciation study with schedules by major plant accounts, except that telecommunications utilities adopting PSC's average depreciation rates shall provide schedule identifying current and test period depreciation rates used by major plant accounts. If filed in another PSC case, refer to that case's number and style.
- (4) KRS 278.180 - 30 days' notice of rates to Commission (no effective date means no notice given and this is acceptable).

Exhibit 2, pages 11 and 12 give effective date of 1-5-12. Exhibit 3, pages 7 and 8 give effective date of 1-5-12.

The statutory time period in which the Commission must process this case will not commence until the above-mentioned information is filed with the Commission. If your filing contains a proposed effective date, the rejection of your filing for reasons of deficiencies voids that proposed effective date. When you file the required information to correct the deficiencies, you may re-file your proposed tariff with a new proposed effective date that is a least 30 days from the date you file the required information. You are requested to file 10 copies of this information within 10 days of date of this letter.

If you need further assistance, please contact my staff at 502-564-3940.

Sincerely,



Linda Faulkner  
Filings Division Director