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COMMISSION

**PPL companies**

October 25, 2012

Mr. Jeff Derouen  
Executive Director  
Public Service Commission of Kentucky  
211 Sower Boulevard  
Frankfort, Kentucky 40602

**LG&E and KU Energy LLC**  
Legal Department  
220 West Main Street  
Louisville, Kentucky 40202  
[www.lge-ku.com](http://www.lge-ku.com)

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Senior Corporate Attorney  
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**RE: Application of Kentucky Utilities Company for a Certificate of Public Convenience and Necessity Authorizing KU to Bid on a Franchise Established by the City of Pleasureville**

Dear Mr. Derouen:

Enclosed please find an original and 10 copies of an Application for a Certificate of Public Convenience and Necessity ("CCN"), to enable Kentucky Utilities Company (the "Company") to apply for an electric franchise with the City of Pleasureville (the "City") pursuant to KRS 278.020(4). In a public meeting held on October 24, 2012, the City Council of Pleasureville, Kentucky passed Ordinance No. 12-04, which directed the advertising for bids and selling of an electric franchise in the City. The Company asks that the Commission enter an Order granting a Certificate of Public Convenience and Necessity to bid for and acquire a franchise from the City on or before December 3, 2012.

For many years, the Company has been the owner of a franchise granted by the City to erect facilities for providing electric service to the City and the inhabitants thereof. The franchise to be obtained will replace the previous franchise.

If you have any questions, please do not hesitate to contact me.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Allyson K. Sturgeon', with a long horizontal flourish extending to the right.

Allyson K. Sturgeon

Enclosures

**BEFORE THE  
KENTUCKY PUBLIC SERVICE COMMISSION**

**In the Matter of:**

**APPLICATION OF KENTUCKY UTILITIES COMPANY    )  
FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND    )  
NECESSITY AUTHORIZING KU TO BID ON A            ) CASE NO. 2012-\_\_\_\_\_  
FRANCHISE ESTABLISHED BY THE CITY OF            )  
PLEASUREVILLE, KENTUCKY                            )**

**APPLICATION**

The Applicant, Kentucky Utilities Company (“KU”), respectfully states as follows:

1. The Post Office address of the principal office of Applicant is 220 West Main Street, Louisville, Kentucky 40202. KU is a Kentucky corporation authorized to do business in the Commonwealth of Kentucky.

2. KU is a utility engaged in the business of supplying electric service in and to various cities and the inhabitants thereof within the Commonwealth of Kentucky, and has conducted such business for a number of years. The instant filing is made in accordance with Section 278.020(4) of the Kentucky Revised Statutes.

3. Receipt of the requested certificate will allow KU to pursue its bid on a new franchise for which the City of Pleasureville, Kentucky (the “City”) has solicited bids pursuant to resolution or ordinance and advertisement, a copy of which is attached hereto as Exhibit A.

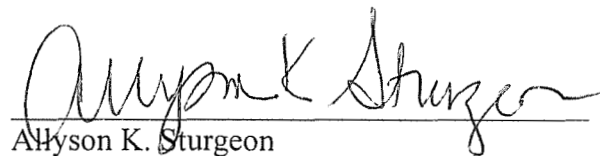
4. A certified copy of KU’s Articles of Incorporation is already on file with the Commission in Case No. 2010-00204 and is incorporated herein by reference pursuant to 807 KAR 5:001, Section 8(3).

5. There is and will continue to be a demand and need for electric service in the areas of the City subject to the franchise, and KU desires to obtain a franchise in accordance with the bidding protocol established by the City.

6. Should KU be successful in acquiring said franchise, it will file copies thereof with the Commission.

WHEREFORE, Kentucky Utilities Company asks that the Commission enter an Order granting to KU a Certificate of Public Convenience and Necessity to bid for and acquire a franchise from the City on or before December 3, 2012.

Dated at Louisville, Kentucky, this 25<sup>th</sup> day of October, 2012.



Allyson K. Sturgeon  
Senior Corporate Counsel  
Kentucky Utilities Company  
220 West Main Street  
Louisville, Kentucky 40202  
(502) 627-2088

## **Exhibit A**

Carroll  
Elliot  
Gallatin  
Greenup  
Henry  
Lewis  
Nicholas  
Owen  
Robertson  
Trimble

Campbell  
Carter  
Fleming  
Grant  
Harrison  
Kenton  
Mason  
Oldham  
Pendleton  
Scott (part)

*AL*  
STEVEN L. BESHEAR, Governor  
Commonwealth of Kentucky

*Alison Undergran Grimes*  
ALISON UNDERGRAN GRIMES  
Secretary of State

# Henry County Local BUSINESS DIRECTORY

To place a  
Business Directory ad  
call Barbara  
at 845-2858.

26 consecutive insertions only \$15 per week  
Cost includes appearance  
weekly on our website.

**GIBSON BROTHERS**  
Drywall • Painting • Roofing  
Remodeling • Home Repairs  
Licensed & Insured • Free Estimates  
**QUALITY GUARANTEED**  
Marvin Gibson  
502-803-1984

## CARAGE & YARD SALE FINDER

Eiden, Special Comm'r Henry Circuit Ct, PO Box 563,  
Crestwood, Ky, 243-1987.

**NOTICE OF ADOPTION  
AN ORDINANCE AMENDING AN ORDINANCE  
RELATING TO THE HENRY COUNTY  
FIRE DEPARTMENT'S DEED FEES**

An Ordinance Amending an Ordinance Relating to the Henry County Fire Departments Deed Fees, was adopted by Henry County Fiscal Court on October 16, 2012, with the following amendments: (Section # 2) Annual Budgets This budget will be due no later than July 1st of each calendar year and should be delivered to the Henry County Judge and Executives Office. (Section # 3) Annual Audits The Certified Public Accountant to perform the annual audits will be selected at the discretion of each Henry County Fire Department of the incorporated city in which they operate. If a Henry County Fire Department elects not to use a Certified Public Accountant to perform the audit, Henry County Fiscal Court shall designate a Licensed Tax Agent/Preparer to perform the audit. The full text of this adopted Ordinance may be viewed at the Henry County Judge Executive's Office, 19 South Property Road, New-Castle, KY 40050, during normal business hours, Monday-Friday 8:00 a.m.-4:30 p.m.

**NOTICE OF SALE OF FRANCHISE**

By virtue of a resolution heretofore passed by the commission of the City of Pleasureville, Kentucky, directing the advertisement for bids and selling of a franchise to use certain streets, alleys, and public grounds of the City of Pleasureville, Kentucky, for the purpose of owning, operating, equipping and maintaining a system for the transmission and distribution of electric energy. The City Clerk of Pleasureville will, on December 3, 2012, at or about 7:00 p.m.; sell at public auction to the highest bidder at the City Hall of Pleasureville, a franchise for the purpose set out. Said franchise is more particularly described and fully defined in a proposed ordinance and said proposed ordinance defines the terms and conditions upon which said sale shall be made, the full text of which is available for inspection in the office of the Pleasureville City Clerk, 2922 Hillsping Road, Pleasureville, Kentucky. The ordinance by title and summary is as follows:

**ORDINANCE #12-04 AN ORDINANCE ESTABLISHING A FRANCHISE AGREEMENT RELATED TO THE TRANSMISSION AND DISTRIBUTION OF ELECTRICAL ENERGY, AND THE PROVISION OF RETAIL ELECTRIC SERVICE IN AREAS HERETOFORE SERVED BY KENTUCKY UTILITIES COMPANY.**  
Verna Stivers, City Clerk  
Published October 24, 2012

**COMMISSIONER SALE  
DOREEN GOODWIN, SPECIAL COMMISSIONER  
NO. 10-C-00242, HENRY CIRCUIT COURT  
PNC-BANK, NATIONAL ASSOCIATION  
SUCCESSOR IN INTEREST TO NATIONAL CITY  
REAL ESTATE SERVICES, LLC SUCCESSOR  
BY MERGER TO NATIONAL CITY MORTGAGE  
INC. FKA NATIONAL CITY MORTGAGE CO. DBA  
COMMONWEALTH UNITED MORTGAGE  
COMPANY, PLAINTIFF  
VS. JAMES R. LEWIS, ET AL, DEFENDANTS**

Per Judgment in Henry Circuit Court, Commissioner will sell at 10:00 am on November 12, 2012 at public auction to the highest bidder at the Henry County Courthouse, Henry Co., Ky, the

base price; b) easements, restrictions, stipulations and agreements of record; c) Assessments for improvements levied against the property; d) facts which an inspection and accurate survey of property may disclose. However, neither the aff, its Counsel, the Court, nor the Commissioner, shall be deemed to have warranted title to purchaser. Amt to be raised-\$47,979.83. Deposit \$0.00. ALECIA GAMM HUBBARD Atty, Doreen Goodwin, Post Office Box 54, LaGrange, Kentucky, 1-222-9898.

**COMMISSIONER SALE  
DOREEN GOODWIN, SPECIAL COMMISSIONER  
NO. 08-C-289, HENRY CIRCUIT COURT  
WOLFORD FINANCE LLC, PLAINTIFF  
S. KELLY BOWLIN, ET AL, DEFENDANTS**

Per Judgment in Henry Circuit Court, Commissioner will sell at 10:00 am on November 12, 2012 at public auction to the highest bidder at the Henry County Courthouse, Henry Co., Ky, the property described as PROPERTY ADDRESS: 4747, PORT HALL ROAD, HENRY COUNTY, KY. Beginning at a point in the corner of the property of parks and Edgar, 1/2 mile running West in a straight line, 120 feet, to North in a straight line 120 feet to a point in the line East with the present garden fence 120 feet to a point in the line of Hayden; thence South in a straight line with the line of Hayden and parts 120 feet to the point of beginning. A certain parcel of land with the improvements thereon situated in Laclede County, KY and further described as follows: A parcel of land 82 feet on and bounded by the State Highway 3 South running thence with the remainder of the property (now Cecil Hayden), North 125 feet to the property of George Sanders 82 feet to the line with E.F. Peniston-119 feet to the right of way of Highway aforesaid. Being the same property owned by Kelly R. Bowlin by Deed dated October 9, 1996, in Deed Book 192, Page 399, of the Henry County Clerk's Office. Terms are 5,000.00 & bond per 426.705, balance, due in 30 days, property is to be sold free & clear of all liens encumbrances in favor of the parties except A) All current real estate taxes and all taxes due thereafter, for which the purchaser shall not have a credit against the purchase price; B) Easements, restrictions, stipulations and agreements of record; C) Assessments for public improvements levied against the property; D) Any liens which an inspection and accurate survey of the property may disclose. However, neither the Plaintiff, nor the Court, nor the Commissioner, shall be deemed to have warranted title to any purchaser. Amt to be raised-\$2,940.00. Deposit \$5,000.00. DAVID LEWIS, Atty, Doreen Goodwin, Post Office Box 54, LaGrange, Kentucky, (502) 222-9898.

**COMMONWEALTH OF KENTUCKY  
CITY OF PLEASUREVILLE  
ORDINANCE NO. 12-04**

**ORDINANCE CREATING A FRANCHISE FOR THE TRANSMISSION, LAYING AND MAINTENANCE OF ELECTRICAL FACILITIES AND APPURTENANT EQUIPMENT IN, ALONG AND ADJACENT TO THE PUBLIC WAYS, ROADS, STREETS, ALLEYS AND OTHER PUBLIC PLACES IN THE CITY OF PLEASUREVILLE, KENTUCKY; FOR FURNISHING AND SELLING ELECTRICITY BY MEANS OF SAID FACILITIES; AND PROVIDING FOR THE SALE OF SAID FRANCHISE.**  
HEREAS, the City of Pleasureville ("City") wishes to ensure that electric service continues to be furnished

COMMONWEALTH OF KENTUCKY  
CITY OF PLEASUREVILLE

ORDINANCE NO. 12-04

AN ORDINANCE CREATING A FRANCHISE FOR THE ERECTION, LAYING AND MAINTENANCE OF ELECTRIC FACILITIES AND APPURTENANT FACILITIES AND EQUIPMENT IN, ALONG AND ACROSS THE PUBLIC WAYS, ROADS, STREETS, ALLEYS AND OTHER PUBLIC PLACES IN THE CITY OF PLEASUREVILLE KENTUCKY; FOR FURNISHING AND SELLING ELECTRICITY BY MEANS OF SAID FACILITIES; AND PROVIDING FOR THE SALE OF SAID FRANCHISE.

WHEREAS, the City of Pleasureville ("City") wishes to ensure that electric service continues to be furnished to its citizens in a reliable and efficient manner;

WHEREAS, the City is aware that the provision of such service requires the continued use of public streets, ways, alleys and other public places;

WHEREAS, the franchise granted to and acquired by Kentucky Utilities Company on \_\_\_\_\_ 2-1-93, ~~20~~ , under which that utility provided such service, which will expire by its terms; February 1, 2013.

WHEREAS, the City wishes to provide for the sale of a new franchise for the benefit of its citizenry, giving effect to Section 96.010 of the Kentucky Revised Statutes;

NOW, THEREFORE, BE IT ORDAINED as follows:

Section 1. An exclusive franchise ("Franchise") to use the City's public rights-of-way, as described in the Franchise Agreement attached to this Ordinance, is hereby created.

Section 2. The Franchise created by this Ordinance shall be bid in accordance with the applicable requirements of the Constitution of the Commonwealth of Kentucky and Chapter 424 of the Kentucky Revised Statutes, as well as any applicable City ordinances.

Section 3. The Franchise created by this Ordinance shall be awarded to the highest and best bidder as shall be determined by the City in its sole discretion. In awarding the Franchise, the

City shall consider the technical, managerial, and financial qualifications of the bidder to perform its obligations under the Franchise.

Section 4. The winning bidder and the City shall negotiate, execute and be bound by a Franchise Agreement with terms identical to, or substantially identical to, the Franchise Agreement referenced in Section 1 above and attached hereto, such Agreement to contain terms "that are fair and reasonable to the City, to the purchaser of the Franchise and to the patrons of the utility" (KRS Section 96.010). Such Franchise Agreement shall take effect no earlier than 90 days after its execution, to allow the City and the winning bidder to develop appropriate procedures for identifying and reviewing the electric-consuming entities within the City's corporate limits.


Section 5. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section 6. Should any section, clause, line, paragraph, or part of this Ordinance or the attached Agreement be held unconstitutional or invalid for any reason, the same not affect the remainder of this Ordinance or the attached Agreement, as applicable.

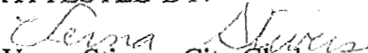
Section 7. Time is of the essence in carrying out the terms and the provisions of this Ordinance and the Franchise created herein.

Section 8. This Ordinance shall become effective from and after its passage and publication.

Read at a meeting of the Pleasureville City Council on the 11 day of Sept, 2012; a second reading was held on the 1 day of Oct, 2012; said Ordinance was READ and APPROVED on the 1 day of Oct, 2012.

  
William Young, Mayor

ATTESTED BY:

  
Verna Stivers, City Clerk