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**From:** Cermack, Stacy  
**To:** Rives, Brad  
**CC:** Blake, Kent; Whelan, Jim  
**Sent:** 10/23/2009 9:06:51 AM  
**Subject:** Draft Teysen Report

Brad: See Teysen Report below. Please let me know if you have any updates.

Stacy

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**From:** French, Lisa **On Behalf Of** Rives, Brad  
**Sent:** Friday, October 23, 2009  
**To:** 'johannes.teysen@eon.com'  
**Cc:** Staffieri, Vic  
**Subject:** Weekly Report on U.S. Activities  
**Importance:** High

Dear Dr. Teysen,

On October 21 the Kentucky PSC decided that the company cannot recover the cost of potential wind energy purchases through a rate surcharge, but that they could be considered in the context of a general rate case. The company intends to file a motion to reconsider the decision and will carefully consider its options before seeking recovery of these wind purchase costs in any future general rate case.

In the last week the Environmental Protection Agency (EPA) halted the largest mountaintop coal mining operation in the Appalachian region because of the magnitude of potential environmental damage. This is the first time in 37 years that the EPA has used its power to halt an already authorized project and signals increased agency intervention and that regulation, rather than legislation, could be used to push the current Administration's policy agenda.

Please contact me if you have any questions.

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