

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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**PUBLIC SERVICE
COMMISSION**

In the Matter of:

APPLICATION OF EAST KENTUCKY POWER)
COOPERATIVE, INC. FOR AN ORDER APPROVING)
THE ESTABLISHMENT OF A REGULATORY ASSET) CASE No. 2010-00449
FOR THE AMOUNT EXPENDED ON ITS SMITH 1)
GENERATING UNIT)

ATTORNEY GENERAL'S INITIAL REQUESTS FOR INFORMATION

Comes now the intervenor, the Attorney General of the Commonwealth of Kentucky, by and through his Office of Rate Intervention, and submits these Initial Requests for Information to East Kentucky Power Cooperative, Inc. [hereinafter referred to as "EKPC"] to be answered by the date specified in the Commission's Order of Procedure, and in accord with the following:

(1) In each case where a request seeks data provided in response to a staff request, reference to the appropriate request item will be deemed a satisfactory response.

(2) Please identify the witness who will be prepared to answer questions concerning each request.

(3) Please repeat the question to which each response is intended to refer. The Office of the Attorney General can provide counsel for EKPC with an electronic version of these questions, upon request.

(4) These requests shall be deemed continuing so as to require further and supplemental responses if the company receives or generates additional information within the scope of these requests between the time of the response and the time of any hearing conducted hereon.

(5) Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

(6) If any request appears confusing, please request clarification directly from the Office of Attorney General.

(7) To the extent that the specific document, workpaper or information as requested does not exist, but a similar document, workpaper or information does exist, provide the similar document, workpaper, or information.

(8) To the extent that any request may be answered by way of a computer printout, please identify each variable contained in the printout which would not be self evident to a person not familiar with the printout.

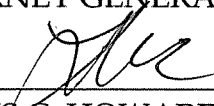
(9) If the company has objections to any request on the grounds that the requested information is proprietary in nature, or for any other reason, please notify the Office of the Attorney General as soon as possible.

(10) For any document withheld on the basis of privilege, state the following: date; author; addressee; indicated or blind copies; all persons to whom distributed, shown, or explained; and, the nature and legal basis for the privilege asserted.

(11) In the event any document called for has been destroyed or transferred beyond the control of the company, please state: the identity of the person by whom it was destroyed or transferred, and the person authorizing the destruction or transfer; the time, place, and method of destruction or transfer; and, the reason(s) for its destruction or transfer. If destroyed or disposed of by operation of a retention policy, state the retention policy.

(12) Please provide written responses, together with any and all exhibits pertaining thereto, in one or more bound volumes, separately indexed and tabbed by each response.

Respectfully submitted,
JACK CONWAY
ATTORNEY GENERAL



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Certificate of Service and Filing

Counsel certifies that an original and ten photocopies of the foregoing were served and filed by hand delivery to Jeff Derouen, Executive Director, Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky 40601; counsel further states that true and accurate copies of the foregoing were mailed via First Class U.S. Mail, postage pre-paid, to:

Hon. Mark David Goss
Frost, Brown, Todd, LLC
250 W. Main St.
Ste. 2700
Lexington, KY 40507

Hon. Michael L. Kurtz
Boehm, Kurtz & Lowry
36 E. 7th St.
Ste. 1510
Cincinnati, OH 45202

this 22nd day of December, 2010



Assistant Attorney General

Attorney General's Initial Data Requests
Application Of East Kentucky Power
Cooperative, Inc. For An Order Approving
The Establishment Of A Regulatory Asset For The Amount
Expended On Its Smith 1 Generating Unit
Case No. 2010-00449

1. With regard to the Julia Tucker testimony, please provide the exhibits which the testimony references but which apparently were not included in the filing.
2. With regard to the proposed new DSM programs Ms. Tucker references in her testimony on p. 9, please provide as many details as possible including but not limited to:
 - (i) Estimated coverage of the company's rate base;
 - (ii) The classes to which the programs (if approved) would apply;
 - (iii) MWh and MW of estimated load savings per program, per class;
 - (iv) Costs the company anticipates it will attempt to recoup;
 - (v) Results of tests conducted, including California tests, whether conducted by consultants or other utilities (if known and in EKPC's possession);
 - (vi) Whether EKPC has proposed any of the proposed new programs at any prior time, and if so, please provide the relevant case number(s).
3. With regard to the proposed new DSM programs referenced in Ms. Tucker's program, please state whether it is the company's intent to file a separate case seeking Commission approval of said programs.
4. With regard to the proposed new DSM programs referenced in Ms. Tucker's program, please state whether it is the company's intent to present said programs to the Company's DSM Collaborative identified in the proposed settlement filed in the instant case, for the Collaborative's discussion and deliberation.
5. With regard to the testimony of Gary S. Stansberry, please provide the exhibits which the testimony references but which apparently were not included in the filing.
6. Please state whether the distribution cooperatives which EKPC serves have **all** agreed with the terms of the DSM programs in this filing. If they have not, and for each one that has not, please provide any and all details regarding same including any refusals, concerns, alternatives offered, or demands requested of EKPC in exchange for offering the program(s).

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7. Reference the company's response to the prior question. Please provide any and all documentation in the company's possession regarding same.
8. Notwithstanding the language in KRS 278.285, given the fact that EKPC and its ratepayers are equity owners of the company and not shareholders as with investor owned utility companies, does EKPC plan on seeking recovery of lost sales from its distribution member cooperatives?
9. If the response to the prior question is in the affirmative, please provide any and all documentation regarding same.
10. Notwithstanding the language in KRS 278.285, given the fact that EKPC's ratepayers are equity owners of the company and not shareholders as with investor owned utility companies, does EKPC plan on seeking recovery of any financial incentive for implementing the program(s)?
11. To the best of EKPC's knowledge, will any of its member cooperatives seek recovery for any lost sales? If so, please provide details of same along with any documentation in its possession.
12. To the best of EKPC's knowledge, will any of its member cooperatives seek recovery of any financial incentives for implementing any program(s)? If so, please provide details of same along with any documentation in its possession.
13. If any of the responses to questions eight (8) through twelve (12) above were in the negative, please explain why.