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SEP 23 2011

PUBLIC SERVICE COMMISSION

September 22, 2011

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

Re: Case No. 2011-00375

Dear Mr. Derouen:

Via Overnight Mail

Please find enclosed the original and fifteen (15) copies of the PETITION TO INTERVENE OF KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC. for filing in the above-referenced matter. By copy of this letter, all parties listed on the Certificate of Service have been served.

Please place this document of file.

Very Truly Yours,
Mile E

Michael L. Kurtz, Esq. Kurt J. Boehm, Esq.

**BOEHM, KURTZ & LOWRY** 

MLKkew Attachment

cc: Certificate of Service

## CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by mailing a true and correct copy via electronic mail (when available) and by first-class postage prepaid mail, to all parties on the 22<sup>nd</sup> day of September, 2011.

Michael L. Kurtz, Esq.

Kurt J. Boehm, Esq.

Honorable Kendrick R Riggs Attorney at Law Stoll Keenon Ogden, PLLC 2000 PNC Plaza 500 W Jefferson Street Louisville, KY 40202-2828

Honorable Allyson K Sturgeon Senior Corporate Attorney LG&E and KU Energy LLC 220 West Main Street Louisville, KY 40202

Honorable Dennis G Howard II Assistant Attorney General Office of the Attorney General Utility & Rate 1024 Capital Center Drive, Suite 200 Frankfort, KY 40601-8204

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## COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

SEP 23 2011

PUBLIC SERVICE COMMISSION

In the matter of:

JOINT APPLICATION OF LOUISVILLE GAS AND ELECTRIC :

COMPANY AND KENTUCKY UTILITIES COMPANY OF PUBLIC : Docket No. 2011-00375

CONVENIENCE AND NECESSITY AND SITE COMPATIBILITY
CERTIFICATE! FOR THE CONSTRUCTION OF A COMBINED

CYCLE COMBUSTION TURBINE AT THE CANE RUN

GENERATING STATION AND THE PURCHASE OF EXISTING
SIMPLE CYCLE COMBUSTION TURBINE FACILITIES FROM

BLUEGRASS GENERATION COMPANY, LLC IN LAGRANGE, KENTUCKY

## PETITION TO INTERVENE OF KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.

Pursuant to K.R.S. §278.310 and 807 KAR 5:001 Section 3(8), Kentucky Industrial Utility Customers, Inc. ("KIUC") requests that it be granted full intervenor status in the above-captioned proceeding and states in support thereof as follows:

1. KIUC is an association of the largest electric and gas public utility customers in Kentucky. The purpose of KIUC is to represent the industrial viewpoint on energy and utility issues before this Commission and before all other appropriate governmental bodies. The members of KIUC who purchase electricity from Kentucky Utilities Company ("KU") and Louisville Gas & Electric Company ("LG&E") and who will participate herein are: Arch Chemicals, Cemex (Kosmos Cement Company), Clopay Plastic Products Company, Corning Incorporated, Dow Corning Corporation, E.I. DuPont de Nemours and Company, Ford Motor Company, General Electric – Appliance Park, Lexmark International, MeadWestvaco, NewPage Corp., North American Stainless, Schneider Electric USA, and Toyota Motor Manufacturing, Kentucky, Inc. KIUC will supplement its Petition with the names of additional participating members as this information becomes known.

2. The matters being decided by the Commission in this case may have a significant impact on the rates paid by KIUC for electricity. Electricity represents a significant cost of doing business for KIUC. The attorneys for KIUC authorized to represent them in this proceeding and to take service of all documents are:

Michael L. Kurtz, Esq. Kurt J. Boehm, Esq. BOEHM, KURTZ & LOWRY

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3. The position of KIUC cannot be adequately represented by any existing party. KIUC intends to play a constructive role in the Commission's decision-making process herein and KIUC's participation will not unduly prejudice any party.

WHEREFORE, KIUC requests that it be granted full intervenor status in the above captioned proceeding.

Respectfully submitted,

Michael L. Kurtz, Esq.

Kurt J. Boehm, Esq. **BOEHM, KURTZ & LOWRY** 

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COUNSEL FOR KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.

September 22, 2011