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Via Overnight Mail

April 11, 2012

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

RECEIVED

APR 1 2 2012

PUBLIC SERVICE COMMISSION

Re: <u>Case No. 2012-00063</u>

Dear Mr. Derouen:

Please find enclosed the original and ten (10) copies each of the PETITION TO INTERVENE OF THE 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 these documents of file.

Very Truly Yours,
Mad C. Kan

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

BOEHM, KURTZ & LOWRY

MLKkew Attachment

cc: Certificate of Service

Richard Raff, Esq. David C. Brown, Esq.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by electronic mail (when available) or by mailing a true and correct copy by overnight mail, unless other noted, this 11TH day of April, 2012 to the following miel. 6

Michael L. Kurtz, Esq.

Kurt J. Boehm, Esq.

Honorable James M Miller Attorney at Law Sullivan, Mountjoy, Stainback & Miller, PSC 100 St. Ann Street P.O. Box 727 Owensboro, KY 42302-0727

COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

IN THE MATTER OF: THE APPLICATION OF BIG RIVERS ELECTRIC CORPORATION FOR APPROVAL OF ITS 2012

: Case No. 2012-00063

ENVIRONMENTAL COMPLIANCE PLAN., FOR APPROVAL OF ITS AMENDED ENVIRONMENTAL COST RECOVERY SURCHARGE

TARIFF, FOR CERTIFICATES OF PUBLIC CONVENIENCE AND

NECESSITY, AND FOR AUTHORITY TO ESTABLISH A

REGULATORY ACCOUNT

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.
- 2. The members of KIUC who purchase electricity from Big Rivers Electric Corporation ("Big Rivers") through Kenergy Corp. who will participate herein are: Alcan Primary Products Corporation, Century Aluminum of Kentucky, General Partnership, Domtar Paper Co., LLC, Kimberly Clark Corporation and Aleris International, Inc. KIUC will supplement its Petition with the names of additional participating members as this information becomes known.
- 3. All KIUC member companies have a similar interest in ensuring that the rates charged by Big Rivers to Kenergy for pass-through to retail consumers are just and reasonable.
- 4. The matters being decided by the Commission in this case may have a significant impact on the rates paid by KIUC members for electricity. Electricity represents a significant cost of doing business for KIUC members. 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.

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COUNSEL FOR KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.

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STITES & HARBISON

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CO-COUNSEL FOR ALCAN PRIMARY PRODUCTS CORPORATION

The position of KIUC cannot be adequately represented by any existing party. KIUC intends to play a 5. 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.

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