

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JOINT APPLICATION OF LOUISVILLE)	
GAS AND ELECTRIC COMPANY AND)	
KENTUCKY UTILITIES COMPANY)	
FOR A CERTIFICATE OF PUBLIC)	CASE NO. 2004-00507
CONVENIENCE AND NECESSITY, AND)	
A SITE COMPATIBILITY CERTIFICATE,)	
FOR THE EXPANSION OF THE TRIMBLE)	
COUNTY GENERATING STATION)	

O R D E R

Louisville Gas and Electric Company and Kentucky Utilities Company (“Applicants”) filed a joint application for approval to construct a 750 MW super-critical pulverized coal-fired generating unit at their Trimble County Generating Station on December 17, 2004. On April 1, 2005, the Applicants filed a Motion for Clarification requesting guidance from the Commission on when they should seek approval of the transfer of the real estate underlying the proposed plant addition to their unregulated partners. As posed by the Applicants, the issue is whether to seek approval in this proceeding or in a separate proceeding.

The Applicants state that they have no objection to seeking approval in this proceeding as long as so doing would not delay the final Order. In fact, in the motion they “acknowledge that certain administrative efficiencies could be achieved by addressing the approval for that transaction as part of this proceeding.” The Commission sees these efficiencies as well. To avoid delaying this case, the Applicants

requested a prompt Order if the Commission desires that the transfer approval be part of this case.

The Commission believes that the issue of the transfer of the property should be a part of this proceeding. We therefore grant leave to the Applicants to file an amended application in this docket as soon as practicable seeking approval of the transfer of the property.

IT IS THEREFORE ORDERED that:

1. Applicants shall seek approval of the transfer of real estate as discussed in their April 1, 2005 Motion for Clarification in this proceeding.
2. Applicants shall file an amended application for that approval in this case as soon as practicable.

Done at Frankfort, Kentucky, this 11th day of April, 2005.

By the Commission

ATTEST:



Executive Director