

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF THE UNION LIGHT, HEAT AND)	
POWER COMPANY FOR AN ORDER AUTHORIZING)	
THE ISSUANCE OF FIRST MORTGAGE BONDS,)	
UNSECURED DEBT, AND LONG TERM NOTES,)	CASE NO.
ISSUANCE OF INTER-COMPANY PROMISSORY)	2005-00027
NOTES, EXECUTION AND DELIVERY OF LONG-)	
TERM LOAN AGREEMENTS, AND USE OF)	
INTEREST RATE MANAGEMENT INSTRUMENTS)	

ORDER

The Union Light, Heat and Power Company (“ULH&P”) has applied to the Commission for approval of a financing program that includes, among other things, the issuance of debt securities, execution, delivery or assumption of various loan agreements related to the issuance of tax-exempt bonds, and documents relating to the acquisition of certain generating assets. In its filing, ULH&P requested permission to deviate from certain filing requirements of Administrative Regulation 807 KAR 5:001, Section 6.

Specifically, ULH&P has requested permission to deviate from Administrative Regulation 807 KAR 5:001, Section 6, that its application include a financial exhibit for a 12-month period ending not more than 90 days prior to the date the application is filed. ULH&P states that its financial exhibit covers the 12-month period ending September 30, 2004, 104 days from the date the application was filed. ULH&P asserts that no material changes have occurred regarding information in its financial exhibit, with the exception of the December 9, 2004 issuance of \$40 million of 5 percent fixed rate 10-

year debentures. The December 9, 2004 issuance was reported to the Commission and is noted in the financial exhibit included with its application.

Administrative Regulation 807 KAR 5:001, Section 14, provides the Commission with the authority to permit deviations from its regulations for good cause shown. Having reviewed the filing and being otherwise sufficiently advised, the Commission finds that the information filed therein is sufficient to enable the Commission to review adequately ULH&P's application.

IT IS THEREFORE ORDERED that ULH&P's request for permission to deviate from the filing requirements of Administrative Regulation 807 KAR 5:001, Section 6, is granted.

Done at Frankfort, Kentucky, this 4th day of February, 2005.

By the Commission

ATTEST:



Executive Director

Case No. 2005-00027