

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENERGY CORP. FOR)	
ACCEPTANCE AND EXPEDITED IMPLEMENTATION)	
OF THE PROVISIONS OF A CONTRACT WITH)	
CONSTELLATION ENERGY COMMODITIES GROUP,)	CASE NO.
INC. FOR TIER 3 ENERGY FOR SALE TO CENTURY)	2006-00085
ALUMINUM OF KENTUCKY GENERAL)	
PARTNERSHIP)	

ORDER

On February 17, 2006, Kenergy Corp. (“Kenergy”) filed with the Commission a proposed retail contract for the purchase from Constellation Energy Commodities Group, Inc. (“Constellation”) of a block of 60 Megawatts of firm energy for sale to Century Aluminum of Kentucky General Partnership (“Century”) for the period March 1, 2006 through December 31, 2006. Kenergy will sell this purchased energy to Century as TIER 3 energy under the terms of its “Agreement for Electric Service,” which it entered into with Century on July 15, 1998. Kenergy states that this contract will result in a reduction of rates for Century and has requested the notice period required pursuant to KRS 278.180 be shortened to permit implementation of the contract on March 1, 2006.

Having reviewed the terms of the contract and being otherwise sufficiently advised, the Commission finds that good cause exists to accept the proposed contract and to reduce, pursuant to KRS 278.180(2), the required notice period to permit the proposed contract to become effective March 1, 2006.

IT IS THEREFORE ORDERED that:

1. The time in which Kenergy must provide notice to the Commission of the proposed contract is reduced to 12 days.

2. Kenergy's proposed contract with Constellation for the purchase of a block of 60 Megawatts of firm energy for sale to Century as TIER 3 Energy for the period March 1, 2006 through December 31, 2006 is accepted and effective as of March 1, 2006.

Done at Frankfort, Kentucky, this 28th day of February, 2006.

By the Commission

ATTEST:



Executive Director