

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF EAST KENTUCKY)
POWER COOPERATIVE, INC. FOR AN)
ORDER DECLARING THE MAYSVILLE-)
MASON COUNTY LANDFILL GAS TO) CASE NO. 2007-00509
ENERGY PROJECT TO BE AN ORDINARY)
EXTENSION OF EXISTING SYSTEMS IN)
THE USUAL COURSE OF BUSINESS)

COMMISSION STAFF'S SECOND DATA REQUEST
TO EAST KENTUCKY POWER COOPERATIVE, INC.

East Kentucky Power Cooperative, Inc. ("EKPC"), pursuant to 807 KAR 5:001, is to file with the Commission the original and 6 copies of the following information, with a copy to all parties of record. The information requested herein is due on or before March 13, 2008. Responses to requests for information shall be appropriately bound, tabbed and indexed. Each response shall include the name of the witness responsible for responding to the questions related to the information provided.

Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association or a governmental agency, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

EKPC shall make timely amendment to any prior responses if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect. For any requests to which EKPC fails or refuses to furnish all or part of the requested information, EKPC shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

Careful attention should be given to copied material to ensure that it is legible. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of that information in responding to this request. When applicable, the requested information shall be separately provided for total company operations and jurisdictional operations.

1. Refer to the response to Item 1(b) of Commission Staff's first data request, which compares the generating equipment EKPC proposes for the Maysville-Mason County Landfill ("Maysville-Mason") project to the equipment installed at its Laurel Ridge Landfill operation. Has the equipment proposed for the Maysville-Mason project been installed at any of EKPC's other existing landfill generating sites? If yes, identify those generating sites.

2. Refer to the response to Item 3 of Commission Staff's first data request, which identifies, by year, the actual availability factors for each of EKPC's existing landfill units since the unit became operational. Given the actual availability factors achieved to date, explain why EKPC continues to assume an availability factor of 95 percent for proposed units, such as the Maysville-Mason project.

3. Commission Staff is aware of a recent article published in the Maysville Ledger-Independent with the headline, "EKPC receives funds for landfill projects." The article refers to EKPC receiving proceeds from Clean Renewable Energy Bonds ("CREB") for four landfill gas projects, including the Maysville-Mason project. In Case No. 2007-00462,¹ EKPC's application for approval of financing indicated that it would not draw down CREB funds for any landfill gas project prior to receiving an Order from the Commission declaring the construction of the project to be an extension in the ordinary course of business. In its Order approving EKPC's proposed use of CREB funds, the Commission incorporated that condition as Ordering Paragraph No. 4. Explain whether the recent article was describing (1) EKPC's draw down of CREB funds or (2) EKPC's receipt of approval from the National Rural Utilities Cooperative Finance Corporation ("CFC") to draw down CREB funds at some point in the future. If the latter, provide the CFC approval letter or other approval document.



Beth O'Donnell
Executive Director
Public Service Commission
P. O. Box 615
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DATED: February 29, 2008

cc: Parties of Record

¹ Case No. 2007-00462, Application of East Kentucky Power Cooperative, Inc. for Approval of the Issuance of Clean Renewable Energy Bonds in an Amount up to \$15.8 Million for a Term of up to Sixteen Years (Order dated December 20, 2007).