

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF DUKE ENERGY KENTUCKY,)	
INC. FOR APPROVAL OF ENERGY)	CASE NO.
EFFICIENCY PLAN, INCLUDING AN ENERGY)	2008-00495
EFFICIENCY RIDER AND PORTFOLIO OF)	
ENERGY EFFICIENCY PROGRAMS)	

O R D E R

This matter arises upon the motion of The Kroger Co. ("Kroger"), filed December 10, 2008, for full intervention. It appearing to the Commission that such intervention is likely to present issues and develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings and this Commission being otherwise sufficiently advised,

IT IS HEREBY ORDERED that:

1. The motion of Kroger to intervene is granted.
2. Kroger shall be entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order.
3. Should Kroger file documents of any kind with the Commission in the course of these proceedings, Kroger shall also serve a copy of said documents on all other parties of record.

Done at Frankfort, Kentucky, this 31st day of December, 2008.

By the Commission

ATTEST:


Executive Director

Case No. 2008-00495

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