

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF INTER-COUNTY ENERGY)	
COOPERATIVE CORPORATION TO)	
PASS-THROUGH AN INCREASE OF ITS)	CASE NO.
WHOLESALE POWER SUPPLIER PURSUANT)	2008-00417
TO KRS 278.455(2))	

ORDER

On October 31, 2008, Inter-County Energy Cooperative Corporation (“Inter-County Energy”) submitted an application to pass-through any wholesale rate adjustment granted to East Kentucky Power Cooperative, Inc. (“EKPC”) in Case No. 2008-00409.¹ Inter-County Energy submitted its application pursuant to the authority of KRS 278.455(2) and 807 KAR 5:007, Section 2.

In its application, Inter-County Energy described how its proposed pass-through rates were developed:

In accordance with the provisions of KRS 278.455(2), Inter-County Energy hereby states that the effects of the increase in rates from its wholesale supplier, EKPC, are being passed through to its retail tariffs on a proportional basis and that the rate design structure proposed for each retail rate schedule does not change the rate design currently in effect.²

KRS 278.455(2) provides that a distribution cooperative may change its rates to reflect a change in the rate of its wholesale supplier if the effects of an increase or decrease are allocated to each class and within each tariff on a proportional basis that

¹ Case No. 2008-00409, General Adjustment of Electric Rates of East Kentucky Power Cooperative, Inc. (Ky. PSC March 31, 2009)

² Application, Page 1.

will result in no change in the rate design currently in effect. Further, 807 KAR 5:007, Section 2(2), provides that the distribution cooperative shall file an analysis demonstrating that the rate change does not alter the rate design currently in effect and that the revenue change has been allocated to each class and within each tariff on a proportional basis.

The Commission has reviewed the approach proposed by Inter-County Energy to pass-through any increases in the wholesale rates of EKPC and to allocate such increases to its retail rates. Based upon this review, the Commission finds that Inter-County Energy's approach complies with the provisions of KRS 278.455(2) and 807 KAR 5:007, Section 2(2), and, therefore, should be accepted.

The Commission issued an Order in Case No. 2008-00409 on March 31, 2009 authorizing a \$59.5 million annualized increase in EKPC's wholesale rates effective for service rendered on and after April 1, 2009. According to Inter-County Energy, this will increase its wholesale power cost by \$2,519,317 annually.³

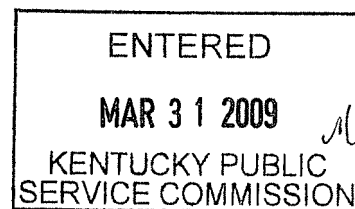
IT IS THEREFORE ORDERED that:

1. The proposed rates submitted with Inter-County Energy's application are rejected.
2. The approach proposed by Inter-County Energy to allocate its portion of the increase in the wholesale rates authorized in Case No. 2008-00409 is accepted.
3. The rates set forth in the tariff sheets in the Appendix hereto are approved for service rendered on and after April 1, 2009.

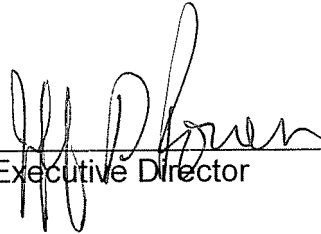
³ Response to Commission Staff's Supplemental Data Request issued on March 18, 2009.

4. Within 20 days from the date of this Order, Inter-County Energy shall file with the Commission its revised tariffs, setting out the rates approved herein and stating that they were approved pursuant to this Order.

By the Commission



ATTEST:



Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2008-00417 DATED MAR 31 2009

FOR ENTIRE TERRITORY SERVED
Community, Town or City

P.S.C. KY. NO. _____ 7 _____
REVISION #28 SHEET NO. _____ 1 _____
CANCELLING P.S.C. KY. NO. _____ 7 _____
REVISION #27 SHEET NO. _____ 1 _____

INTER-COUNTY ENERGY
(Name of Utility)

CLASSIFICATION OF SERVICE

RATES FOR FARM AND HOME SERVICE SCHEDULE 1

APPLICABLE

In all territory served by the seller.

AVAILABILITY

Effective July 1, 2004, this Schedule is available to customers for all uses in the home and on the farm. All electric service is subject to the established rules and regulations of the seller. Customers served under Schedule 1 prior to July 1, 2004, shall remain on Schedule 1 and will be subject to the availability of service conditions set forth in the Tariff immediately prior to July 1, 2004.

TYPE OF SERVICE

Single phase and three phase where available, at available voltages.

MONTHLY RATE

Customer Charge \$8.65 per meter per month
All kWh Per Month \$0.08669

MINIMUM CHARGES

The minimum monthly charge under the above rate shall be \$8.65.

SPECIAL RULES

Approval of the cooperative must be obtained prior to the installation of any motor having a rated capacity of 10 HP or more.

DATE OF ISSUE March 26, 2009
Month / Date / Year
DATE EFFECTIVE April 1, 2009
Month / Date / Year
ISSUED BY _____
(Signature of Officer)
TITLE President/CEO

FOR ENTIRE TERRITORY SERVED
Community, Town or City

P.S.C. KY. NO. _____ 7 _____

REVISION #11 SHEET NO. _____ 1A _____

CANCELLING P.S.C. KY. NO. _____ 7 _____

REVISION #10 SHEET NO. _____ 1A _____

INTER-COUNTY ENERGY
(Name of Utility)

CLASSIFICATION OF SERVICE

SCHEDULE 1-A FARM AND HOME MARKETING RATE (ETS)

AVAILABILITY OF SERVICE

This special marketing rate is available for specific marketing programs as approved by Inter-County Energy's Board of Directors. The electric power furnished under this marketing program shall be separately metered for each point of delivery and is applicable during the below off-peak hours. This rate is available to customers already receiving service under the Schedule 1, Farm and Home Service Rate. This marketing rate applies only to programs which are expressly approved by the Kentucky Public Service Commission to be offered under the Marketing Rate of East Kentucky Power Cooperative's Wholesale Power Rate Schedule E, the second (lower) energy rate.

MONTHS

OFF PEAK HOURS – PREVAILING TIME

May through September

10:00 PM to 10:00 AM

October through April

12:00 Noon to 5:00 PM
10:00 PM to 7:00 AM

RATES

The energy rate for this program is listed below:
All kWh \$0.05201

TERMS OF PAYMENT

The customer's bill will be due the first day of each month. In the event the current monthly bill is not paid within fifteen (15) days from the issuance of the bill, ten percent (10%) shall be added to the bill.

FUEL ADJUSTMENT CLAUSE

All rates are applicable to the fuel adjustment clause and may be increased or decreased by an amount per kWh equal to the fuel adjustment amount per kWh as billed by the wholesale power supplier plus an allowance for line losses. The allowance for line losses will not exceed ten percent (10%) and is based on a twelve (12) month moving average of such losses. This fuel clause is subject to all other applicable provisions as set out in 807 KAR 5:056.

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TITLE President/CEO

FOR ENTIRE TERRITORY SERVED
Community, Town or City

P.S.C. KY. NO. _____ 7 _____

REVISION #28 SHEET NO. _____ 3 _____

CANCELLING P.S.C. KY. NO. _____ 7 _____

REVISION #27 SHEET NO. _____ 3 _____

INTER-COUNTY ENERGY
(Name of Utility)

CLASSIFICATION OF SERVICE

SMALL COMMERCIAL AND SMALL POWER SCHEDULE 2

APPLICABLE

In all territory served by the seller.

AVAILABILITY

Available to customers for single phase and three-phase commercial and industrial loads whose kilowatt demand is less than 50 kW for lighting and/or heating and/or power. Effective July 1, 2004, Schedule 2 will be available to churches and community buildings. All electric service is subject to the established rules and regulations of the seller.

TYPE OF SERVICE

Single phase and three phase where available, 60 Hz at available secondary voltage.

CHARACTER OF SERVICE

The electric service furnished under this rate schedule will be 60 Hz, alternating current, single phase or three phase service, present facilities permitting, and at the following nominal voltages: single phase 120, 120/240, 480, 240/480 volts; three phase 120/240, 120/208Y, 240/480, 277/480Y volts.

MONTHLY RATE

Demand Charge	\$4.38 per kW in excess of 10 kW per month
Customer Charge	\$6.05 per meter per month
All kWh Per Month	\$0.08203 per kWh

The Customer charge is without kWh usage. All kWh usage is billed at rates set forth above.

MINIMUM MONTHLY CHARGE

The minimum monthly charge under the above rate shall be \$6.05.

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Community, Town or City

P.S.C. KY. NO. _____ 7 _____

REVISION #26 SHEET NO. _____ 6 _____

CANCELLING P.S.C. KY. NO. _____ 7 _____

REVISION #25 SHEET NO. _____ 6 _____

INTER-COUNTY ENERGY
(Name of Utility)

CLASSIFICATION OF SERVICE

LARGE POWER RATE (LPR) SCHEDULE 4

APPLICABLE

In all territory served by the seller.

AVAILABILITY

Available to all commercial and industrial customers whose kilowatt demand shall exceed 50 kW for lighting and/or heating and/or power.

CONDITIONS

An "Agreement for Electric Service" shall be executed by the customer for service under this schedule.

CHARACTER OF SERVICE

The electric service furnished under this rate schedule will be 60 Hz, alternating current, single phase or three phase service, present facilities permitting, and at the following nominal voltages: single phase 120, 120/240, 480, 240/480 volts; three phase 120/240, 120/208Y, 240/480, 277/480Y volts.

RATE

Demand Charge	\$4.38 per month per kW of billing demand
Customer Charge	\$12.09 per meter per month
All kWh per month	\$0.06849 per kWh

The Customer Charge does not allow for kWh usage. All kWh usage is billed at the above rate.

DETERMINATION OF BILLING DEMAND

The billing demand shall be the maximum kilowatt demand established by the customer for any period of fifteen consecutive minutes during the month for which the bill is rendered, as

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FOR ENTIRE TERRITORY SERVED
Community, Town or City

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REVISION #26 SHEET NO. _____ 8 _____

CANCELLING P.S.C. KY. NO. _____ 7 _____

REVISION #25 SHEET NO. _____ 8 _____

INTER-COUNTY ENERGY
(Name of Utility)

CLASSIFICATION OF SERVICE

ALL ELECTRIC SCHOOLS (AES) SCHEDULE 5

APPLICABLE

In all territory served by the seller.

AVAILABILITY

Available to all public or non-profit private schools whose total energy requirements, including but not limited to heating, air conditioning, lighting and water heating is supplied by electricity furnished by the cooperative.

CHARACTER OF SERVICE

The electric service furnished under this rate schedule will be 60 Hz, alternating current, single phase or three phase service, present facilities permitting, and at the following nominal voltages: single phase 120, 120/240, 480, 240/480 volts; three phase 120/240, 120/208Y, 240/480, 277/480Y volts.

RATE

All Kilowatt Hours Per Month \$0.07099 per kWh

MINIMUM CHARGE

The minimum annual charge will be not less than \$16.00 per kVA of required transformer capacity as determined by the cooperative.

FUEL ADJUSTMENT CLAUSE

All rates are applicable to the fuel adjustment clause and may be increased or decreased by an amount per kWh equal to fuel adjustment amount per kWh as billed by the wholesale power supplier plus an allowance for line losses. The allowance for line losses will not exceed 10% and is based on a twelve-month moving average of such losses. This fuel clause is subject to all other applicable provisions as set forth in 807 KAR 5:056.

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TITLE President/CEO

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Community, Town or City

P.S.C. KY. NO. _____ 7 _____

REVISION #28 SHEET NO. _____ 10 _____

CANCELLING P.S.C. KY. NO. _____ 7 _____

REVISION #27 SHEET NO. _____ 10 _____

INTER-COUNTY ENERGY

(Name of Utility)

CLASSIFICATION OF SERVICE

OUTDOOR LIGHTING SERVICE - SECURITY LIGHTS SCHEDULE 6

AVAILABILITY

Available to all customers of the cooperative for dusk to dawn outdoor lighting in close proximity to the existing overhead and underground 120/240 volt secondary voltage.

RATE PER LIGHT PER MONTH

107,800 Lumen Directional Floodlight	\$35.94 per lamp per month
50,000 Lumen Directional Floodlight	\$19.31 per lamp per month
27,500 Lumen Directional Floodlight	\$13.63 per lamp per month
27,500 Lumen Cobra Head	\$12.72 per lamp per month
9,500 Lumen Security Light	\$10.02 per lamp per month
7,000 Lumen Security Light	\$10.26 per lamp per month
4,000 Lumen Decorative Colonial Post	\$12.49 per lamp per month
9,550 Lumen Decorative Colonial Post	\$16.17 per lamp per month

FUEL ADJUSTMENT CLAUSE

All rates are applicable to the fuel adjustment clause and may be increased or decreased by an amount per kWh equal to the fuel adjustment amount per kWh as billed by the wholesale power supplier plus an allowance for line losses. The allowance for line losses will not exceed 10% and is based on a twelve-month moving average of such losses. This fuel clause is subject to all other applicable provisions as set forth in 807 KAR 5:056.

Estimated kWh consumptions are as follows:

- 107,800 Lumen Light - 360 kWh per month
- 50,000 Lumen Light - 159 kWh per month
- 27,500 Lumen Light - 87 kWh per month
- 9,500 Lumen Light - 39.3 kWh per month
- 7,000 Lumen Light - 77 kWh per month
- 4,000 Lumen Light - 20 kWh per month
- 9,550 Lumen Light - 38.3 kWh per month

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FOR ENTIRE TERRITORY SERVED
Community, Town or City

P.S.C. KY. NO. _____ 7 _____

REVISION #15 SHEET NO. _____ 30 _____

CANCELLING P.S.C. KY. NO. _____ 7 _____

REVISION #14 SHEET NO. _____ 30 _____

INTER-COUNTY ENERGY
(Name of Utility)

CLASSIFICATION OF SERVICE

LARGE INDUSTRIAL RATE SCHEDULE IND B1

APPLICABLE

Applicable to contracts with demands of 500 to 4,999 kW with a monthly energy usage equal to or greater than 400 hours per kW of billing demand.

MONTHLY RATE

Customer Charge	\$583.02
Demand Charge	\$5.88 per kW of Contract Demand
Excess Demand Charge	\$8.52 per kW of Excess of Contract Demand
Energy Charge	\$0.04596 per kWh

BILLING DEMAND

The billing demand (Kilowatt Demand) shall be the contract demand plus any excess demand. Excess demand occurs when the ultimate customer's highest demand during the current month coincident with EKPC's system peak (coincident peak), exceeds the contract demand. EKPC's system the peak demand is highest average rate at which energy is used during any fifteen minute interval in the below listed hours for each month and adjusted for power factor as provided herein.

MONTHS

HOURS APPLICABLE
FOR DEMAND BILLING - EST

October through April

7:00 AM to 12:00 Noon

5:00 PM to 10:00 PM

May through September

10:00 AM to 10:00 PM

MINIMUM MONTHLY CHARGE

The minimum monthly charge shall not be less than the sum of (a), (b), and (c) below:

- (a) The product of the contract demand multiplied by the respective demand charges, plus

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FOR ENTIRE TERRITORY SERVED
Community, Town or City

P.S.C. KY. NO. _____ 7 _____

REVISION #14 SHEET NO. _____ 32 _____

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REVISION #13 SHEET NO. _____ 32 _____

INTER-COUNTY ENERGY
(Name of Utility)

CLASSIFICATION OF SERVICE

LARGE INDUSTRIAL RATE SCHEDULE IND B2

APPLICABLE

Applicable to contracts with demand of 5,000 to 9,999 kW with a monthly energy usage equal to or greater than 400 hours per kW of contracts demand.

MONTHLY RATE

Customer Charge	\$1,164.95	
Demand Charge	\$5.88	per kW of Contract Demand
Excess Demand Charge	\$8.52	per kW of Excess of Contract Demand
Energy Charge	\$0.03991	per kWh

BILLING DEMAND

The billing demand (Kilowatt Demand) shall be the contract demand plus any excess demand. Excess demand occurs when the ultimate customer's highest demand during the current month coincident with EKPC's system peak (coincident peak), exceeds the contract demand. EKPC's system peak demand is highest average rate at which energy is used during any fifteen minute interval in the below listed hours for each month and adjusted for power factor as provided herein.

MONTHS

October through April
May through September

HOURS APPLICABLE FOR DEMAND BILLING – EST

7:00 AM to 12:00 Noon
5:00 PM to 10:00 PM
10:00 AM to 10:00 PM

MINIMUM MONTHLY CHARGE

The minimum monthly charge shall not be less than the sum of (a), (b), and (c) below:

- (a) The product of the contract demand multiplied by the respective demand charges, plus

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(Signature of Officer)

TITLE President/CEO

FOR ENTIRE TERRITORY SERVED
Community, Town or City

P.S.C. KY. NO. _____ 7 _____

REVISION #14 SHEET NO. _____ 34 _____

CANCELLING P.S.C. KY. NO. _____ 7 _____

REVISION #13 SHEET NO. _____ 34 _____

INTER-COUNTY ENERGY
(Name of Utility)

CLASSIFICATION OF SERVICE

LARGE INDUSTRIAL RATE SCHEDULE IND B3

APPLICABLE

Applicable to contracts with demand of 10,000 kW or greater with a monthly energy usage equal to or greater than 400 hours per kW of contracts demand.

MONTHLY RATE

Customer Charge	\$1,164.95	
Demand Charge	\$5.88	per kW of Contract Demand
Excess Demand Charge	\$8.52	per kW of Excess of Contract Demand
Energy Charge	\$0.03881	per kWh

BILLING DEMAND

The billing demand (Kilowatt Demand) shall be the contract demand plus any excess demand. Excess demand occurs when the ultimate customer's highest demand during the current month coincident with EKPC's system peak (coincident peak), exceeds the contract demand. EKPC's system peak demand is highest average rate at which energy is used during any fifteen minute interval in the below listed hours for each month and adjusted for power factor as provided herein.

MONTHS

October through April
May through September

HOURS APPLICABLE FOR DEMAND BILLING – EST

7:00 AM to 12:00 Noon
5:00 PM to 10:00 PM
10:00 AM to 10:00 PM

MINIMUM MONTHLY CHARGE

The minimum monthly charge shall not be less than the sum of (a), (b), and (c) below:

- (a) The product of the contract demand multiplied by the respective demand charges, plus

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FOR ENTIRE TERRITORY SERVED

Community, Town or City

P.S.C. KY. NO. _____ 7 _____

REVISION #14 SHEET NO. _____ 36 _____

CANCELLING P.S.C. KY. NO. _____ 7 _____

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INTER-COUNTY ENERGY

(Name of Utility)

CLASSIFICATION OF SERVICE

LARGE INDUSTRIAL RATE SCHEDULE IND C1

APPLICABLE

Applicable to contracts with demands of 500 to 4,999 kW with a monthly energy usage equal to or greater than 400 hours per kW of billing demand.

MONTHLY RATE

Customer Charge	\$583.02
Demand Charge	\$5.88 per kW of Billing Demand
Energy Charge	\$0.04571 per kWh

BILLING DEMAND

The monthly billing demand shall be the greater of (a) or (b) listed below:

- (a) The contract demand
- (b) The ultimate customer's highest demand during the current month or proceeding eleven months coincident with EKPC's system peak demand. EKPC's system peak demand is the highest average rate at which energy is used during any fifteen minute interval in the below listed hours for each month and adjusted for power factor as provided herein.

MONTHS

October through April

May through September

HOURS APPLICABLE

FOR DEMAND BILLING – EST

7:00 AM to 12:00 Noon

5:00 PM to 10:00 PM

10:00 AM to 10:00PM

MINIMUM MONTHLY CHARGE

The minimum monthly charge shall not be less than the sum of (a), (b), and (c) below:

- (a) The product of the billing demand multiplied by the respective demand charges, plus

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FOR ENTIRE TERRITORY SERVED

Community, Town or City

P.S.C. KY. NO. 7

REVISION #14 SHEET NO. 38

CANCELLING P.S.C. KY. NO. 7

REVISION #13 SHEET NO. 38

INTER-COUNTY ENERGY

(Name of Utility)

CLASSIFICATION OF SERVICE

LARGE INDUSTRIAL RATE SCHEDULE IND C2

APPLICABLE

Applicable to contracts with demands of 5,000 to 9,999 kW with a monthly energy usage equal to or greater than 400 hours per kW of billing demand.

MONTHLY RATE

Customer Charge	\$1,164.95	
Demand Charge	\$5.88	per kW of Billing Demand
Energy Charge	\$0.04027	per kWh

BILLING DEMAND

The monthly billing demand shall be the greater of (a) or (b) listed below:

- (a) The contract demand
- (b) The ultimate customer's highest demand during the current month or proceeding eleven months coincident with EKPC's system peak demand. EKPC's system peak demand is the highest average rate at which energy is used during any fifteen minute interval in the below listed hours for each month and adjusted for power factor as provided herein.

MONTHS

October through April

May through September

HOURS APPLICABLE

FOR DEMAND BILLING – EST

7:00 AM to 12:00 Noon

5:00 PM to 10:00 PM

10:00 AM to 10:00PM

MINIMUM MONTHLY CHARGE

The minimum monthly charge shall not be less than the sum of (a), (b), and (c) below:

- (a) The product of the billing demand multiplied by the respective demand charges, plus

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FOR ENTIRE TERRITORY SERVED
Community, Town or City

P.S.C. KY. NO. _____ 7 _____

REVISION #14 SHEET NO. _____ 40 _____

CANCELLING P.S.C. KY. NO. _____ 7 _____

REVISION #13 SHEET NO. _____ 40 _____

INTER-COUNTY ENERGY
(Name of Utility)

CLASSIFICATION OF SERVICE

LARGE INDUSTRIAL RATE SCHEDULE IND C3

APPLICABLE

Applicable to contracts with demands of 10,000 kW or greater with a monthly energy usage equal to or greater than 400 hours per kW of billing demand.

MONTHLY RATE

Customer Charge	\$1,164.95	
Demand Charge	\$5.88	per kW of Billing Demand
Energy Charge	\$0.03918	per kWh

BILLING DEMAND

The monthly billing demand shall be the greater of (a) or (b) listed below:

- (a) The contract demand
- (b) The ultimate customer's highest demand during the current month or proceeding eleven months coincident with EKPC's system peak demand. EKPC's system peak demand is the highest average rate at which energy is used during any fifteen minute interval in the below listed hours for each month and adjusted for power factor as provided herein.

**HOURS APPLICABLE
FOR DEMAND BILLING – EST**

<u>MONTHS</u>	
October through April	7:00 AM to 12:00 Noon 5:00 PM to 10:00 PM
May through September	10:00 AM to 10:00 PM

MINIMUM MONTHLY CHARGE

The minimum monthly charge shall not be less than the sum of (a), (b), and (c) below:

- (a) The product of the billing demand multiplied by the respective demand charges, plus

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P.S.C. KY. NO. _____ 7 _____

REVISION #2 SHEET NO. _____ 44 _____

CANCELLING P.S.C. KY. NO. _____ 7 _____

REVISION #1 SHEET NO. _____ 44 _____

INTER-COUNTY ENERGY
(Name of Utility)

CLASSIFICATION OF SERVICE

INTERRUPTIBLE SERVICE

STANDARD RIDER

This Interruptible Rate is a rider to Rate Schedule 4, IND B1, IND B2, IND B3, IND C1, IND C2, and IND C3.

APPLICABLE

In all territory served by the Cooperative.

AVAILABILITY OF SERVICE

This schedule shall be made available to any member where that member will contract for an interruptible demand of not less than 250 kW and not more than 20,000 kW, subject to a maximum number of hours of interruption per year and a notice period as listed below.

MONTHLY RATE

A monthly demand credit per kW is to be based on the following matrix:

Annual Hours of Interruption

<u>Notice Minutes</u>	<u>200</u>	<u>300</u>	<u>400</u>
10	\$4.20	\$4.90	\$5.60
60	\$3.50	\$4.20	\$4.90

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TITLE President/CEO

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