

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF CZAR COAL CORPORATION)	
FOR AUTHORIZATION TO RECEIVE SERVICE)	CASE NO.
FROM KENTUCKY POWER COMPANY IN BIG)	2009-00134
SANDY RECC'S SERVICE TERRITORY)	

O R D E R

On March 31, 2009, Czar Coal Corporation ("Czar") filed an application seeking Commission authorization to receive electrical service from Kentucky Power Company ("Kentucky Power") within Big Sandy Rural Electric Cooperative Corporation's ("Big Sandy RECC") service territory. Czar's application included letters from Kentucky Power and Big Sandy RECC expressing the utilities' agreement with Czar's proposal.

Having reviewed the application, the Commission finds that Kentucky Power and Big Sandy RECC should be made parties to this proceeding and should be required to provide responses to the requests set forth in Appendix A to this Order. The Commission further finds that Czar should file responses to the requests set forth in Appendix B.

IT IS THEREFORE ORDERED that:

1. Kentucky Power and Big Sandy RECC are hereby made parties to this proceeding.
2. Within ten days of the date of this Order, Kentucky Power and Big Sandy RECC shall file responses to the requests in Appendix A.

3. Within ten days of the date of this Order, Czar Corporation shall file responses to the requests set forth in Appendix B.

4. a. Responses to requests for information shall be appropriately bound, tabbed and indexed and shall include the name of the witness responsible for responding to the questions related to the information provided, with copies to all parties of record and five copies to the Commission.

b. 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.

c. Any party shall make timely amendment to any prior response 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.

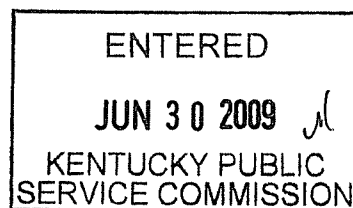
d. For any request to which a party fails or refuses to furnish all or part of the requested information, that party shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

By the Commission

ATTEST:



Executive Director



APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2009-00134 DATED JUN 30 2009

1. Explain whether Kentucky Power and Big Sandy RECC have entered into a contract regarding the change in service territory Czar proposes in this proceeding.
2. If a contract has been entered, provide a copy of the contract.
3. Explain whether any other Kentucky Power or Big Sandy RECC customer will be affected by Czar's proposal.
4. Czar's proposal will require a change in the certified territory map that Kentucky Power or Big Sandy RECC has on file with the Commission; therefore, provide a map signed by both utilities that reflects the proposed changes.

APPENDIX B

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2009-00134 DATED JUN 30 2009

1. Refer to Exhibit A to the Application. The proposed Czar line and the territorial boundary line are both designated by blue lines on the map. Provide a map that more clearly delineates the territorial boundary line as well as the proposed 12.47 kV line.

2. Refer to the Application, Paragraph (e), which provides that Czar has an existing power infrastructure on its property that is served by Kentucky Power.

a. Describe the existing power infrastructure.

b. State whether the existing power infrastructure is located in Kentucky Power territory and clearly mark this existing infrastructure on the map requested in Item 1 above.

c. Provide the following information with regard to the existing power infrastructure:

(1) State who owns and maintains the infrastructure.

(2) State when the infrastructure was constructed.

(3) State whether the infrastructure was constructed and is maintained in accordance with the National Electric Safety Code ("NESC").

3. Refer to the Application, Paragraph (e), which provides that Czar can obtain electrical service for the mine from Kentucky Power by constructing approximately 5,800 feet or 1.09 miles of power line from the existing infrastructure to the mine entrance at no cost to Kentucky Power.

a. State whether Kentucky Power or Czar will be responsible for constructing the proposed power line and explain whether the line will be constructed pursuant to the NESC.

b. Describe any experience Czar has with constructing and/or maintaining electric power lines.

c. Explain whether the proposed line will be located entirely on Czar property.

d. Describe the property over which the proposed line is to be constructed. Specifically, will the proposed line be installed over or near any residences, structures, or power lines?

Honorable Rebecca S Gohmann
Attorney at Law
Czar Coal Corporation
107 Dennis Drive
Lexington, KY 40503

Timothy C Mosher
President, KY Power
American Electric Power
101A Enterprise Drive
P. O. Box 5190
Frankfort, KY 40602

Bobby D Sexton
President/General Manager
Big Sandy R.E.C.C.
504 11th Street
Paintsville, KY 41240-1422