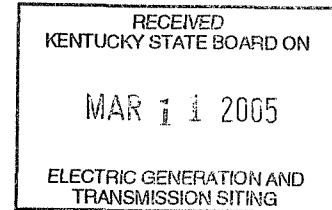


Mail: P.O. Box 495  
Frankfort, Kentucky 40602-0495

March 11, 2005

Kentucky State Board on Electric Generating  
and Transmission Siting  
Kentucky Public Service Commission  
211 Sower Boulevard  
Frankfort, KY 40601



Notice of Intent to File Application of  
DTE Energy Services, Inc.  
13 Megawatt Merchant Electric Generating Facility  
Wickliffe, Ballard County, Kentucky

Case No. 2005-00108


Dear Board:

Attached please find the notice of intent of DTE Energy Services, Inc. to file an application to site a merchant electric generating facility involving a 13 megawatt turbine generator utilizing steam as an energy source at the MeadWestvaco Kentucky, L.P. (MeadWestvaco) paper mill located in Ballard County, Kentucky, near the City of Wickliffe. In order to obviate any question which might arise concerning the status of the application, the applicant has reviewed KRS Chapter 278 and is not able to qualify as an exempt facility pursuant to that statute. The definition of a qualified facility and restrictions to that qualification as set forth in regulations promulgated pursuant to 16 U.S.C. §796(18)(b) do not allow this facility to be exempt from the siting requirements of KRS 278. If you have any questions concerning the attached notice of intent, please do not hesitate to contact me.

Please assign a case number to this notice.

Thank you for your cooperation.

Sincerely,

  
George L. Seay, Jr.

GLS/ekc

25018870.1  
3/11/2005 11:13 AM

www.wyattfirm.com

250 West Main Street, Suite 1600  
Lexington, KY 40507-1746  
859 233 2012

918 State Street  
Bowling Green, KY 42101  
270 842 1050

1715 Aaron Brenner Drive, Suite 800  
Memphis, TN 38120-4367  
901 537 1000

500 West Jefferson Street, Suite 2800  
Louisville, KY 40202-2898  
502 589 5235

311 West Main Street  
Frankfort, KY 40601-1807  
502 223 2104

2525 West End Avenue, Suite 1500  
Nashville, TN 37203-1423  
615 244 0020

101 West Spring Street, Suite 500  
New Albany, IN 47150-3610  
812 945 3561

Case No. 2005-00 108

Kentucky State Board on Electric Generation and Transmission Siting  
Notice of Intent to File Application  
807 KAR 5:110

1. The name, address and telephone number of the person who intends to file the application is DTE Energy Services, Inc. ("DTEES"), a Michigan corporation, duly authorized to conduct business within the Commonwealth of Kentucky, whose corporate mailing address is 414 South Main Street, Suite 600, Ann Arbor, Michigan 48104 and whose telephone number is 734-302-4800. DTEES intends to file the application on behalf of an as yet unformed special-purpose entity which will be a wholly-owned subsidiary of DTEES. The contact person for this application is Charles K. Holt, whose telephone number is 734-302-4819.
2. DTEES proposes to install a merchant electric generating facility involving a 13 megawatt turbine generator, utilizing steam as the energy source, at the MeadWestvaco Kentucky, L.P. (MeadWestvaco) paper mill located near the City of Wickliffe, Ballard County, Kentucky. The facility is currently producing steam from four boilers, one of which is a renewable resource unit. This project would utilize the steam production and available capability of those boilers to generate electricity for sale on the grid. The Environmental and Public Protection Cabinet has been contacted and has issued written confirmation that no additional environmental permits would be required from the Division of Air Quality. Since there will be no waste water discharge from the facility, no permit would be required from the Division of Water Quality and this facility would produce no hazardous waste nor any other waste which would not be handled in the normal course of waste disposal at the facility. The turbine generator would be housed in a small steel-sided building which would be placed well within the boundaries of the existing paper mill. There will be no need for construction of outside electrical transmission lines. Grid access is available within or adjacent to the plant site.
3. The street address and latitude and longitude of the site of construction to be proposed are as follows: 1724 Westvaco Road, Wickliffe, Kentucky 42087; Latitude 36° 56' 41" N; Longitude 89° 4' 36" W.
4. The proposed construction will be within the MeadWestvaco plant site south of the City of Wickliffe in an unincorporated area of Ballard County, Kentucky.
5. Ballard County does not have a planning and zoning commission. No other planning and zoning commission has jurisdiction over this area.
6. There are no setback requirements of any planning and zoning commission with jurisdiction over the site. Currently it is not anticipated that any deviation from the statutory setback requirements will be requested in the application.