

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

IN THE MATTER OF:

APPLICATION OF DUKE ENERGY KENTUCKY,)
INC., FOR A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY AUTHORIZING)
THE IMPLEMENTATION OF AN ACCELERATED)
SERVICE LINE REPLACEMENT PROGRAM,) Case No. 2015-00210
APPROVAL OF OWNERSHIP OF SERVICE LINES,)
AND A GAS PIPELINE REPLACEMENT SURCHARGE)

**JOINT STATEMENT OF DUKE ENERGY KENTUCKY, INC. AND THE
ATTORNEY GENERAL OF THE COMMONWEALTH OF KENTUCKY
REGARDING MATERIAL FACTS WARRANTING AN EVIDENTIARY
HEARING; ALTERNATIVE MOTION FOR LEAVE TO FILE FINAL COMMENTS**

Come now the parties to the above-styled matter, Duke Energy Kentucky, Inc., and the Attorney General of the Commonwealth of Kentucky, by and through his Office of Rate Intervention, and in compliance with the Commission's Order dated November 23, 2015 hereby jointly state that there are material facts warranting an evidentiary hearing in this matter. Therefore, the parties respectfully jointly request that the Commission set a date for an evidentiary hearing. In the event the Commission decides to submit this matter upon the record as it now stands without holding an evidentiary moving, the parties alternatively jointly move for leave to file final comments for submission into the record.

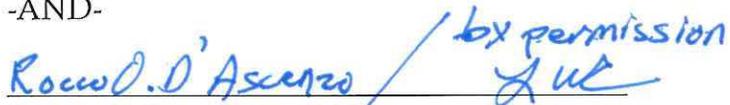
Respectfully submitted,

JACK CONWAY
ATTORNEY GENERAL



JENNIFER BLACK HANS
LAWRENCE W. COOK
GREGORY T. DUTTON
ASSISTANT ATTORNEYS GENERAL
1024 CAPITAL CENTER DRIVE, SUITE 200
FRANKFORT KY 40601-8204
PHONE: (502) 696-5453
FAX: (502) 573-1005
Jennifer.Hans@ky.gov
Larry.Cook@ky.gov
Gregory.Dutton@ky.gov

-AND-



Rocco O. D'Ascenzo (92796)
Associate General Counsel
Amy B. Spiller (85309)
Deputy General Counsel
Duke Energy Business Services, LLC
139 East Fourth Street, 1313 Main
Cincinnati, Ohio 45201-0960
Phone: (513) 287-4320
Fax: (513) 287-4385
e-mail:rocco.d'ascenzo@duke-energy.com
e-mail:amy.spiller@duke-energy.com

and
Mark David Goss
David S. Samford
Goss Samford, PLLC
2365 Harrodsburg Road, Suite B325
Lexington, KY 40504
(859) 368-7740
e-mail:mdgoss@gosssamfordlaw.com
e-mail:david@gosssamfordlaw.com

Certificate of Service and Filing

Counsel certifies that: (a) the foregoing is a true and accurate copy of the same document being filed in paper medium; (b) pursuant to 807 KAR 5:001, Section 8(7)(c), there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; and (c) the original and copy in paper medium is being filed with the Commission on Dec. 3rd, 2015.

I further certify that in accordance with 807 KAR 5:001 § 4 (8), the foregoing is being contemporaneously provided via electronic mail to:

Hon. Rocco O D'Ascenzo
Rocco.D'Ascenzo@duke-energy.com
Hon. David S. Samford
david@gosssamfordlaw.com
Kristen Ryan
Kristen.ryan@duke-energy.com
Adele Frisch
Adele.frisch@duke-energy.com

this 2ndnd day of December, 2015



Lawrence W. Cook
Assistant Attorney General