LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection



Commonwealth of Kentucky Public Service Commission

211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov Mark David Goss Chairman

> Teresa J. Hill Vice Chairman

Gregory Coker Commissioner

January 6, 2006

Lexington-Fayette Urban County Government Department Of Law 200 East Main Street Lexington, KY 40507

RE: Case No. 2003-00434

Please see enclosed data request from Commission Staff in the above case.

If you need further assistance, please contact Isaac Scott at (502) 564-3940 ext. 444.

Sincerely,

Beth O'Donnell Executive Director



LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection ATH OF THE SECOND SECON

Commonwealth of Kentucky Public Service Commission

211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov Mark David Goss Chairman

> Teresa J. Hill Vice Chairman

Gregory Coker Commissioner

January 6, 2006

Honorable David Jeffrey Barberie Corporate Counsel Lexington-Fayette Urban County Government Department Of Law 200 East Main Street Lexington, KY 40507

RE: Case No. 2003-00434

Please see enclosed data request from Commission Staff in the above case.

If you need further assistance, please contact Isaac Scott at (502) 564-3940 ext. 444.

Sincerely,

Beth O'Donnell Executive Director



Suite 200

LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection

1024 Capital Center Drive

Frankfort, KY 40601-8204

Honorable Elizabeth E. Blackford Assistant Attorney General

Office of the Attorney General Utility & Rate Intervention Division



Commonwealth of Kentucky
Public Service Commission

211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

January 6, 2006

Mark David Goss Chairman

> Teresa J. Hill Vice Chairman

**Gregory Coker Commissioner** 

RE: Case No. 2003-00434

Please see enclosed data request from Commission Staff in the above case.

If you need further assistance, please contact Isaac Scott at (502) 564-3940 ext. 444.

Sincerely,

Beth O'Donnell Executive Director



LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection

Kent W. Blake
Director State Regulations and Rates
Kentucky Utilities Company
220 W. Main Street
P. O. Box 32010
Louisville, KY 40232-2010



Commonwealth of Kentucky
Public Service Commission

211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

January 6, 2006

Mark David Goss Chairman

> Teresa J. Hill Vice Chairman

> Gregory Coker Commissioner

RE: Case No. 2003-00434

Please see enclosed data request from Commission Staff in the above case.

If you need further assistance, please contact Isaac Scott at (502) 564-3940 ext. 444.

Sincerely,

Beth O'Donnell Executive Director



LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection

Honorable David C. Brown, Esq. Attorney at Law Stites & Harbison, PLLC 1800 Aegon Center 400 West Market Street Louisville, KY 40202



Commonwealth of Kentucky
Public Service Commission

211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

January 6, 2006

Mark David Goss Chairman

> Teresa J. Hill Vice Chairman

**Gregory Coker Commissioner** 

RE: Case No. 2003-00434

Please see enclosed data request from Commission Staff in the above case.

If you need further assistance, please contact Isaac Scott at (502) 564-3940 ext. 444.

Sincerely,

Beth O'Donnell Executive Director



LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection

Honorable Joe F. Childers Attorney at Law 201 West Short Street Suite 310 Lexington, KY 40507



Commonwealth of Kentucky
Public Service Commission

211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

January 6, 2006

Mark David Goss Chairman

> Teresa J. Hill Vice Chairman

Gregory Coker Commissioner

RE: Case No. 2003-00434

Please see enclosed data request from Commission Staff in the above case.

If you need further assistance, please contact Isaac Scott at (502) 564-3940 ext. 444.

Sincerely,

Beth O'Donnell Executive Director



LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection

Honorable Elizabeth L. Cocanougher Senior Corporate Attorney Kentucky Utilities Company c/o Louisville Gas & Electric Co. P. O. Box 32010 Louisville, KY 40232-2010



Commonwealth of Kentucky
Public Service Commission

211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

January 6, 2006

Mark David Goss Chairman

> Teresa J. Hill Vice Chairman

Gregory Coker Commissioner

RE: Case No. 2003-00434

Please see enclosed data request from Commission Staff in the above case.

If you need further assistance, please contact Isaac Scott at (502) 564-3940 ext. 444.

Sincerely,

Beth O'Donnell Executive Director



LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection

Honorable J. Gregory Cornett Attorney at Law Ogden, Newell & Welch, PLLC 1700 PNC Plaza 500 West Jefferson Street Louisville, KY 40202-2874



Commonwealth of Kentucky
Public Service Commission

211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

January 6, 2006

Mark David Goss Chairman

> Teresa J. Hill Vice Chairman

Gregory Coker Commissioner

RE: Case No. 2003-00434

Please see enclosed data request from Commission Staff in the above case.

If you need further assistance, please contact Isaac Scott at (502) 564-3940 ext. 444.

Sincerely,

Beth O'Donnell Executive Director



LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection

Honorable Michael L. Kurtz Attorney at Law Boehm, Kurtz & Lowry 36 East Seventh Street Suite 1510 Cincinnati, OH 45202



Commonwealth of Kentucky
Public Service Commission

211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

January 6, 2006

Mark David Goss Chairman

> Teresa J. Hill Vice Chairman

**Gregory Coker Commissioner** 

RE: Case No. 2003-00434

Please see enclosed data request from Commission Staff in the above case.

If you need further assistance, please contact Isaac Scott at (502) 564-3940 ext. 444.

Sincerely,

Beth O'Donnell Executive Director



LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection

Honorable Dorothy E. O'Brien Deputy General Counsel Louisville Gas and Electric Company P. O. Box 32010 Louisville, KY 40232-2010



Commonwealth of Kentucky
Public Service Commission

211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

January 6, 2006

Mark David Goss Chairman

> Teresa J. Hill Vice Chairman

Gregory Coker Commissioner

RE: Case No. 2003-00434

Please see enclosed data request from Commission Staff in the above case.

If you need further assistance, please contact Isaac Scott at (502) 564-3940 ext. 444.

Sincerely,

Beth O'Donnell Executive Director



LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection

Honorable Kendrick R. Riggs Attorney at Law Ogden, Newell & Welch, PLLC 1700 PNC Plaza 500 West Jefferson Street Louisville, KY 40202-2874



Commonwealth of Kentucky
Public Service Commission

211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

January 6, 2006

Mark David Goss Chairman

> Teresa J. Hill Vice Chairman

Gregory Coker Commissioner

RE: Case No. 2003-00434

Please see enclosed data request from Commission Staff in the above case.

If you need further assistance, please contact Isaac Scott at (502) 564-3940 ext. 444.

Sincerely,

Beth O'Donnell Executive Director



LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection

Honorable Walter L. Sales Counsel for LG&E and KU Ogden, Newell & Welch, PLLC 1700 PNC Plaza 500 West Jefferson Street Louisville, KY 40202-2874



Commonwealth of Kentucky
Public Service Commission

211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

January 6, 2006

Mark David Goss Chairman

> Teresa J. Hill Vice Chairman

**Gregory Coker Commissioner** 

RE: Case No. 2003-00434

Please see enclosed data request from Commission Staff in the above case.

If you need further assistance, please contact Isaac Scott at (502) 564-3940 ext. 444.

Sincerely,

Beth O'Donnell Executive Director



LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection



Commonwealth of Kentucky
Public Service Commission

211 Sower Bivd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov Mark David Goss Chairman

> Teresa J. Hill Vice Chairman

**Gregory Coker Commissioner** 

January 6, 2006

Honorable Iris Skidmore
Office of Legal Services
Natural Resources and Environmental Division of Energy
5th Floor, Capital Plaza Tower
500 Mero Street
Frankfort, KY 40601

RE: Case No. 2003-00434

Please see enclosed data request from Commission Staff in the above case.

If you need further assistance, please contact Isaac Scott at (502) 564-3940 ext. 444.

Sincerely,

Beth O'Donnell Executive Director



LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection

Honorable Allyson K. Sturgeon Attorney at Law Ogden, Newell & Welch, PLLC 1700 PNC Plaza 500 West Jefferson Street Louisville, KY 40202-2874



Commonwealth of Kentucky
Public Service Commission

211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

January 6, 2006

Mark David Goss Chairman

> Teresa J. Hill Vice Chairman

Gregory Coker Commissioner

RE: Case No. 2003-00434

Please see enclosed data request from Commission Staff in the above case.

If you need further assistance, please contact Isaac Scott at (502) 564-3940 ext. 444.

Sincerely,

Beth O'Donnell Executive Director



LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection

Honorable Richard S. Taylor Attorney at Law Capital Link Consultants 225 Capital Avenue Frankfort, KY 40601



Commonwealth of Kentucky Public Service Commission

211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

January 6, 2006

Mark David Goss Chairman

> Teresa J. Hill Vice Chairman

Gregory Coker Commissioner

RE: Case No. 2003-00434

Please see enclosed data request from Commission Staff in the above case.

If you need further assistance, please contact Isaac Scott at (502) 564-3940 ext. 444.

Sincerely,

Beth O'Donnell Executive Director



LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection

John Wolfram Manager, Regulatory Affairs Kentucky Utilities Company c/o Louisville Gas & Electric Co. P. O. Box 32010 Louisville, KY 40232-2010



Commonwealth of Kentucky
Public Service Commission

211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

January 6, 2006

Mark David Goss Chairman

> Teresa J. Hill Vice Chairman

Gregory Coker Commissioner

RE: Case No. 2003-00434

Please see enclosed data request from Commission Staff in the above case.

If you need further assistance, please contact Isaac Scott at (502) 564-3940 ext. 444.

Sincerely,

Beth O'Donnell Executive Director



Honorable David Jeffrey Barberie Corporate Counsel Lexington-Fayette Urban County Government Department Of Law 200 East Main Street Lexington, KY 40507

Honorable David C. Brown, Esq. Attorney at Law Stites & Harbison, PLLC 1800 Aegon Center 400 West Market Street Louisville, KY 40202

Honorable J. Gregory Cornett Attorney at Law Ogden, Newell & Welch, PLLC 1700 PNC Plaza 500 West Jefferson Street Louisville, KY 40202-2874

Honorable Dorothy E. O'Brien Deputy General Counsel Louisville Gas and Electric Company P. O. Box 32010 Louisville, KY 40232-2010

Honorable Iris Skidmore
Office of Legal Services
Natural Resources and Environmental
Division of Energy
5th Floor, Capital Plaza Tower
500 Mero Street
Frankfort, KY 40601

John Wolfram Manager, Regulatory Affairs Kentucky Utilities Company c/o Louisville Gas & Electric Co. P. O. Box 32010 Louisville, KY 40232-2010 Honorable Elizabeth E. Blackford Assistant Attorney General Office of the Attorney General Utility & Rate Intervention Division 1024 Capital Center Drive Suite 200 Frankfort, KY 40601-8204

Honorable Joe F. Childers Attorney at Law 201 West Short Street Suite 310 Lexington, KY 40507

Honorable Michael L. Kurtz Attorney at Law Boehm, Kurtz & Lowry 36 East Seventh Street Suite 1510 Cincinnati, OH 45202

Honorable Kendrick R. Riggs Attorney at Law Ogden, Newell & Welch, PLLC 1700 PNC Plaza 500 West Jefferson Street Louisville, KY 40202-2874

Honorable Allyson K. Sturgeon Attorney at Law Ogden, Newell & Welch, PLLC 1700 PNC Plaza 500 West Jefferson Street Louisville, KY 40202-2874 Kent W. Blake Director State Regulations and Rates Kentucky Utilities Company 220 W. Main Street P. O. Box 32010 Louisville, KY 40232-2010

Honorable Elizabeth L. Cocanougher Senior Corporate Attorney Kentucky Utilities Company c/o Louisville Gas & Electric Co. P. O. Box 32010 Louisville, KY 40232-2010

Lexington-Fayette Urban County Government Department Of Law 200 East Main Street Lexington, KY 40507

Honorable Walter L. Sales Counsel for LG&E and KU Ogden, Newell & Welch, PLLC 1700 PNC Plaza 500 West Jefferson Street Louisville, KY 40202-2874

Honorable Richard S. Taylor Attorney at Law Capital Link Consultants 225 Capital Avenue Frankfort, KY 40601

## COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN ADJUSTMENT OF THE ELECTRIC RATES,	)	
TERMS, AND CONDITIONS OF KENTUCKY	)	CASE NO.
UTILITIES COMPANY	)	2003-00434

## REHEARING DATA REQUEST OF COMMISSION STAFF TO KENTUCKY UTILITIES COMPANY

Kentucky Utilities Company ("KU"), pursuant to 807 KAR 5:001, is requested to file with the Commission the original and 6 copies of the following information, with a copy to all parties of record. The information requested herein is due on or before January 20, 2006. Each copy of the data requested should be placed in a bound volume with each item tabbed. When a number of sheets are required for an item, each sheet should be appropriately indexed, for example, Item 1(a), Sheet 2 of 6. Include with each response the name of the witness who will be responsible for responding to questions relating to the information provided. Careful attention should be given to copied material to ensure that it is legible. Where information requested herein has been provided, in the format requested herein, reference may be made to the specific location of said information in responding to this information request. When applicable, the information requested herein should be provided for total company operations and jurisdictional operations, separately.

1. During this proceeding, KU has opposed the use of the effective Kentucky corporate income tax rate to determine the tax expense resulting from its pro forma adjustments. Is this still KU's position? Explain the response.

- 2. Refer to KU's Response to the Commission July 26, 2004 Order, Item 2. In that response, KU stated that the effective Kentucky income tax rate was 7.98 percent. However, KU has argued in this proceeding that a combined income tax rate, reflecting Virginia and Tennessee tax rates as well as Kentucky tax rates, should be used.
- a. Provide the calculations used to determine the effective Kentucky income tax rate of 7.98 percent.
- b. Provide the combined Kentucky-Virginia-Tennessee effective income tax rate, including all calculations used to determine the rate.
- c. In the response to Item 2, KU determined that the difference in the "Overall Revenue Deficiency" using the 7.98 percent income tax rate was \$416,109. Using the format shown in the response to Item 2, provide the calculation of the difference in the "Overall Revenue Deficiency" using the combined Kentucky-Virginia-Tennessee effective income tax rate, as determined in part (b) above. Include any supporting calculations, workpapers, or assumptions used in calculating the difference.
- 3. On page 10 of the Rebuttal Testimony of S. Bradford Rives is the statement that KU pays Virginia and Tennessee income taxes.
  - a. Describe the transactions on which KU pays Virginia income taxes.
- b. Describe the transactions on which KU pays Tennessee income taxes.
- 4. The pro forma adjustments as determined by the Commission in its June 30, 2004 Order were related to KU's jurisdictional operations. If the income taxes KU pays in Virginia and Tennessee are related to its operations in those states, explain in

detail why KU believes a combined Kentucky-Virginia-Tennessee income tax rate should be used to determine the Kentucky jurisdictional income tax expense resulting from Kentucky jurisdictional pro forma adjustments.

Beth O'Donnel

Executive Director
Public Service Commission

P. O. Box 615

Frankfort, Kentucky 40602

DATED January 6, 2006

cc: All Parties