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November 2, 2005

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NOV 02 2005

PUBLIC SERVICE
COMMISSION

Elizabeth O'Donnell
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, Kentucky 40601

Re: In the Matter of the Joint Application of Louisville Gas and Electric Company and Kentucky Utilities Company for a Certificate of Public Convenience and Necessity, and a Site Compatibility Certificate, for the Expansion of the Trimble County Generating Station Case No. 2004-00507

Dear Ms. O'Donnell:

Enclosed please find and accept for filing the original and ten copies of Louisville Gas and Electric Company's and Kentucky Utilities Company's Motion for *Nunc Pro Tunc* Amendment to Commission's Order of November 1, 2005 in the above-referenced matter. Please confirm your receipt of this filing by placing the stamp of your Office with the date received on the enclosed additional two copies and return them to me in the enclosed self-addressed stamped envelope.

Should you have any questions or need any additional information, please contact me at your convenience.

Very truly yours



J. Gregory Cornett

JGC/cja
Enclosures

Elizabeth O'Donnell
November 2, 2005
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cc: Parties of Record

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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In the Matter of:

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**JOINT APPLICATION OF LOUISVILLE GAS)
AND ELECTRIC COMPANY AND KENTUCKY)
UTILITIES COMPANY FOR A CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY,)
AND A SITE COMPATIBILITY CERTIFICATE,) CASE NO: 2004-00507
FOR THE EXPANSION OF THE TRIMBLE)
COUNTY GENERATING STATION)**

PUBLIC SERVICE
COMMISSION

**MOTION FOR *NUNC PRO TUNC* AMENDMENT TO
COMMISSION'S ORDER OF NOVEMBER 1, 2005**

Louisville Gas and Electric Company (“LG&E”) and Kentucky Utilities Company (“KU”) (collectively, the “Companies”) hereby move this Commission to amend its November 1, 2005 Order in this matter to include a finding regarding the Site Compatibility Certificate requested by the Companies in this proceeding. In support of this motion, the Companies state as follows:

In addition to the certificate of public convenience and necessity and approval for land sale sought in this proceeding, the Companies also requested a Site Compatibility Certificate from the Commission pursuant to KRS 278.216.¹ The Companies submitted a Site Assessment Report as part of their Joint Application.² As the Companies’ witness Sharon L. Dodson explained, that Report “demonstrates that the Companies’ plans for TC2 satisfy the requirements for the Site Compatibility Certificate” because the “addition of a second coal-fired generating unit at the Trimble Station will not cause a negative impact to local property values, unduly

¹ Application, ¶ 10; Joint Post-Hearing Brief, pp. 29, 33.

² Exhibit SLD-4.

increase traffic or noise, nor change the visual impacts of the facility from current conditions.”³ Those findings were reviewed and confirmed by BBC Research & Consulting, on behalf of Commission Staff, in the written report filed of record in this proceeding.⁴ Specifically, BBC concluded that, “[g]iven the existing plant, TC2 is compatible with its scenic surroundings.”⁵ Neither the Attorney General nor any of the other intervenors in any way challenged the findings of the Site Assessment Report, or contested the Companies’ request for a Site Compatibility Certificate.

In its Order of November 1, 2005, the Commission did not address the issue of a Site Compatibility Certificate. In light of the above evidence, it appears that the lack of reference to the Site Compatibility Certificate in the Commission’s November 1, 2005 Order was inadvertent, and that a ruling on the requested Certificate could be addressed by an amendment to the November 1 Order.

WHEREFORE, the Companies respectfully request that the Commission enter an order amending its November 1, 2005 Order, *nunc pro tunc*, to include a finding that the Companies established that a Site Compatibility Certificate should be awarded, and to include an ordering paragraph granting KU and LG&E each a Site Compatibility Certificate for their respective ownership interests (81% and 19%, respectively) in the Companies’ collective 75% share of TC2 as proposed in this proceeding.

³ Direct Testimony of Sharon L. Dodson, p. 6.

⁴ Review and Evaluation of Trimble County Unit 2 Site Assessment Report, BBC Research and Consulting (April 11, 2005) (“BBC Report”).

⁵ BBC Report, Section B, p. 2.

Dated: November 2, 2005

Respectfully submitted,



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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Brief was served on the following persons on the 2nd day of November 2005, U.S. mail, postage prepaid:

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