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**TO:** Beth O'Donnell  
Public Service Commission  
(502) 564-3460

Lawrence Cook, Esq.  
Assistant Attorney General  
(502) 573-8315

**FROM:** W. Patrick Hauser  
Date: March 30, 2006  
Time: 4:40 p.m.

Number of Pages (including this cover page): 3

Message/Comments:

Re: Adjustment of Rates of Cumberland Valley Electric, Inc.

Attached please find Petitioner's Response to the Attorney General's Request for Issuance of Subpoenas to Testify at Hearing.

If all pages are not received, please call Sheila at 606-546-3811.

The information contained in this transmission is privileged, confidential, and intended only for use of the individual or entity named above. If you have received this communication in error, please notify W. Patrick Hauser immediately by telephone, collect, and return the original message to us at the address shown above via the U.S. Postal

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE  
COMMISSION

In the Matter of:

ADJUSTMENT OF RATES )  
OF CUMBERLAND VALLEY ) CASE NO. 2005-00187  
ELECTRIC, INC. )

**PETITIONER'S RESPONSE TO THE ATTORNEY GENERAL'S  
REQUEST FOR ISSUANCE OF SUBPOENAS TO TESTIFY AT HEARING**

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Cumberland Valley Electric, Inc., (CVE) respectfully objects to the Attorney General's Request for Issuance of Subpoenas to Testify at Hearing as follows:

With respect to the request for the issuance of subpoenas for Mr. Joe Carroll and Mr. Robbie Tolliver, CVE states that extensive testimony of these two witnesses was taken by the Attorney General on December 19, 2005 and that said testimony is of record in this matter. Further, it appears, after review of the said testimony, that little or none would be relevant under the guidelines set forth in the Commissioner's Order of March 14, 2006. To allow such testimony would appear to violate the letter, spirit and scope of the Commissioner's Order scheduling the hearing of this matter.

As to the requested subpoenas for Ms. Drucilla Foley and Ms. Teresa Williams, it is the belief of CVE that neither of these employees (Ms. Foley is now a former employee) would have knowledge "... issues that are relevant to the rates being established herein." (Order of the Kentucky Public Service Commission, March 14, 2006, p. 2).

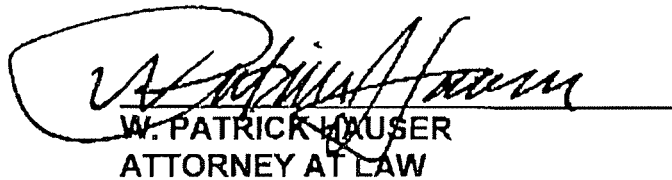
Respectfully submitted,



W. PATRICK HAUSER  
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(606) 546-3811  
ATTORNEY FOR PETITIONER,  
CUMBERLAND VALLEY ELECTRIC, INC.

CERTIFICATE OF SERVICE

Counsel certifies that an original and six photocopies of the Petitioner's Response to the Attorney General's Request for Issuance to Subpoenas to Testify at Hearing was served by mailing a true and correct copies of the same, first class postage prepaid to Beth O'Donnell, Executive Director, Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky 40601; furthermore, it was served by mailing a true and correct copy of the same, first class postage prepaid, to Hon. Dennis G. Howard, II, Hon. Elizabeth E. Blackford, Hon. Lawrence W. Cook, Assistant Attorneys General, 1024 Capital Center Drive, Suite 200, Frankfort, Kentucky 40601-8204, all on this 30<sup>th</sup> day of March, 2006.



W. PATRICK HAUSER  
ATTORNEY AT LAW