

Commonwealth of Kentucky
Before the Public Service Commission

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PUBLIC SERVICE
COMMISSION

In the Matter of:)
THE JOINT APPLICATION OF DUKE ENERGY) Case No. 2005-00228
CORPORATION, DUKE ENERGY HOLDING)
CORP., DEER ACQUISITION CORP., COUGAR)
ACQUISITION CORP., CINERGY CORP., THE)
CINCINNATI GAS AND ELECTRIC COMPANY,)
AND THE UNION LIGHT, HEAT AND POWER)
COMPANY FOR APPROVAL OF A TRANSFER)
AND ACQUISITION OF CONTROL)

ATTORNEY GENERAL'S
MOTION TO INTERVENE

The Attorney General of the Commonwealth of Kentucky pursuant to KRS 367.150(8) submits this Motion to Intervene in this proceeding. The Attorney General requests intervention as a party to the fullest extent permitted by law in order to execute his statutory duties pursuant to KRS 367.150(8).

Respectfully submitted,

GREGORY D. STUMBO
ATTORNEY GENERAL

David Edward Spenard

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Certificate of Service and Filing

Counsel certifies filing of the original and ten photocopies of this Motion to Intervene by hand delivery to Beth O'Donnell, Executive Director, Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky 40601; furthermore, service of the filing was by mailing a true and correct of the same, first class postage prepaid, to John J. Finnigan, Jr., The Union Light, Heat and Power Company, 139 East Fourth Street, Cincinnati, Ohio, 45202, Kate E. Moriarty, The Union Light, Heat and Power Company, 139 East Fourth Street, Cincinnati, Ohio 45202, and Robert M. Watt III, Stoll, Keenon & Park, LLP, 300 West Vine Street, Suite 2100, Lexington, Kentucky 40507-1093, all on this 13th day of July 2005.

David Edward Speman
Assistant Attorney General