



Ernie Fletcher  
Governor

LaJuana S. Wilcher, Secretary  
Environmental and Public  
Protection Cabinet

Christopher L. Lilly  
Commissioner  
Department of Public Protection

Commonwealth of Kentucky  
**Public Service Commission**  
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Mark David Goss  
Chairman

Teresa J. Hill  
Vice Chairman

Gregory Coker  
Commissioner

October 20, 2005

**PARTIES OF RECORD:**  
Case No. 2005-00228  
Duke Energy; Cinergy, et al.

Attached is a copy of the memorandum which is being filed in the record of the above referenced case. If you wish to make any comments regarding the contents of the informal conference memorandum, please do so within five days of receipt of this letter. Should you have any questions regarding the memorandum, please contact Richard Raff at 502/564-3940, Extension 260.

Sincerely,

A handwritten signature in black ink, appearing to read "Beth O'Donnell", written over the word "Sincerely,".

Beth O'Donnell  
Executive Director

RGR:v

**INTRA-AGENCY MEMORANDUM**  
**KENTUCKY PUBLIC SERVICE COMMISSION**

**TO:** Case File No. 2005-00228

**FROM:** Richard Raff 

**DATE:** October 19, 2005

**SUBJECT:** Informal Conference

Pursuant to the Commission Staff notice, an informal conference was held at the Commission's offices on October 10, 2005. At the conclusion of that conference, the parties agreed to reconvene at the Commission on October 12, 2005. A list of the attendees at each of the conferences is attached hereto.

The parties engaged in extensive discussions of the issues set forth in the filed testimony, and the need for the Joint Applicants to agree to certain commitments relating to the practices and procedures that will be followed by ULH&P subsequent to the merger with Duke Energy. The parties agreed to certain principles which will be set forth in a written stipulation.

cc: Parties of Record

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JOINT APPLICATION OF DUKE )  
ENERGY CORPORATION, DUKE )  
ENERGY HOLDING CORP., DEER )  
ACQUISITION CORP., COUGAR )  
ACQUISITION CORP., CINERGY )  
CORP., THE CINCINNATI GAS & )  
ELECTRIC COMPANY AND THE )  
UNION LIGHT, HEAT AND POWER )  
COMPANY FOR APPROVAL OF A )  
TRANSFER AND ACQUISITION )  
OF CONTROL )

CASE NO. 2005-00228

=====  
October 12, 2005 Informal Conference  
(Reconvened from October 10, 2005)  
=====

Please sign in:

NAME

REPRESENTING

RICHARD RAFF

PSC - LEGAL

ISAAC SCOTT

P.S.C. FINANCIAL ANALYSIS

Betsy Blackford

AG

Bo Somers

Duke Energy

Kate Moriasty

ULHP

JAMES COANER

CINERGY

JACK STEFFEN

ULH + P

John Farnsworth

ULH&P

Greg Ficke

ULH&P

Dennis Howard II

AGD

David Edward Spaword

office of the Attorney General

W Code

AG/RT



COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JOINT APPLICATION OF DUKE )  
ENERGY CORPORATION, DUKE )  
ENERGY HOLDING CORP., DEER )  
ACQUISITION CORP., COUGAR )  
ACQUISITION CORP., CINERGY )  
CORP., THE CINCINNATI GAS & )  
ELECTRIC COMPANY AND THE )  
UNION LIGHT, HEAT AND POWER )  
COMPANY FOR APPROVAL OF A )  
TRANSFER AND ACQUISITION )  
OF CONTROL )

CASE NO. 2005-00228

=====  
October 10, 2005 Informal Conference  
=====

Please sign in:

NAME

REPRESENTING

RICHARD RAFF

PSC-LEGAL

ISAAC SCOTT

PSC-FINANCIAL ANALYSIS

Betsy BLACKFORD

oag

Kate Moriarty

ULH+P

James Cairns

UCITAP

Richard Osborne

Duke Energy Corp.

Greg Ficke

ULH & P

Lawrence "Bo" Somers

Duke Energy

Janice Hager

Duke Power

Mike Gribble

ULHEP

JOHN FINNIGAN

ULHEP, CG+E, ULHEP by

JACK STEFFEN

ULH+P

Dennis Neward II

oag

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JOINT APPLICATION OF DUKE )  
ENERGY CORPORATION, DUKE )  
ENERGY HOLDING CORP., DEER )  
ACQUISITION CORP., COUGAR )  
ACQUISITION CORP., CINERGY )  
CORP., THE CINCINNATI GAS & )  
ELECTRIC COMPANY AND THE )  
UNION LIGHT, HEAT AND POWER )  
COMPANY FOR APPROVAL OF A )  
TRANSFER AND ACQUISITION )  
OF CONTROL )

CASE NO. 2005-00228

=====  
**October 10, 2005 Informal Conference**  
=====

Please sign in:

**NAME**

**REPRESENTING**

David Edward Spensard

Office of the Attorney General

Linda Mattox

PSC - Legal

Larry Cook

AG / ORI

Mike Kurtz

Kroger

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