### BOEHM, KURTZ & LOWRY

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#### Via Overnight Mail

May 3, 2006

Beth A. O'Donnell, Executive Director Kentucky Public Service Commission 211 Sower Boulevard Frankfort, Kentucky 40602

RECEIVED

MAY 0 4 2006

PUBLIC SERVICE COMMISSION

Re: Case No. 2006-00131

Dear Ms. O'Donnell:

Please find enclosed the original and twelve (12) copies of the Petition to Intervene of Gallatin Steel Company in the above-referenced matter. By copy of this letter, all parties listed on the Certificate of Service have been served.

Please place this document of file.

Very Truly Yours,

David F. Boehm, Esq. Michael L. Kurtz, Esq.

**BOEHM, KURTZ & LOWRY** 

MLKkew Attachment

cc:

Certificate of Service

#### CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by mailing a true and correct copy, by first-class postage prepaid mail, to all parties on the 3<sup>rd</sup> day of May, 2006.

Allen Anderson South Kentucky R.E.C.C. P. O. Box 910 925-929 N. Main Street Somerset, KY 42502-0910

Dudley Bottom, Jr.
Shelby Energy Cooperative, Inc.
620 Old Finchville Road
Shelbyville, KY 40065

Daniel W. Brewer Blue Grass Energy Cooperative Corp. P. O. Box 990 1201 Lexington Road Nicholasville, KY 40340-0990

Jackie B. Browning Farmers R.E.C.C. 504 South Broadway P. O. Box 1298 Glasgow, KY 42141-1298

Sharon K. Carson Finance & Accounting Manager Jackson Energy Cooperative P. O. Box 307 U. S. Highway 421S

McKee, KY 40447 Paul G. Embs Clark Energy Cooperative, Inc. P. O. Box 748 2640 Ironworks Road Winchester, KY 40392-0748

Carol H. Fraley President and CEO Grayson R.E.C.C. 109 Bagby Park Grayson, KY 41143

Ted Hampton Cumberland Valley Electric, Inc. Highway 25E, P. O. Box 440 Gray, KY 40734 Larry Hicks
Salt River Electric Cooperative Corp.
111 West Brashear Avenue
P. O. Box 609
Bardstown, KY 40004

Kerry K. Howard Licking Valley R.E.C.C. P. O. Box 605 271 Main Street West Liberty, KY 41472

James L. Jacobus Inter-County Energy Cooperative Corporation 1009 Hustonville Road P. O. Box 87 Danville, KY 40423-0087

Robert M. Marshall Owen Electric Cooperative, Inc. 8205 Highway 127 North P. O. Box 400 Owenton, KY 40359

Michael L. Miller President & CEO Nolin R.E.C.C. 411 Ring Road Elizabethtown, KY 42701-8701

Barry L. Myers, Manager Taylor County R.E.C.C. 100 West Main Street P. O. Box 100 Campbellsville, KY 42719

Anthony P. Overbey Fleming-Mason Energy Cooperative P. O. Box 328 Flemingsburg, KY 41041

Roy M. Palk

East Kentucky Power Cooperative,Inc. 4775 Lexington Road P. O. Box 707 Winchester, KY 40392-0707

Bobby D. Sexton President/General Manager Big Sandy R.E.C.C. 504 11th Street Paintsville, KY 41240-1422

David F. Boehm, Esq. Michael L. Kurtz, Esq.

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MAY 0 4 2006

# COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

PUBLIC SERVICE COMMISSION

In The Matter Of: Examination By The Public Service Of The Environmental : Surcharge Mechanism Of East Kentucky Power Cooperative For The Six-Month : Billing Periods Ending December 31, 2005 And The Pass Trough Mechanism :

For Its Sixteen Member Distribution Cooperatives

Case No. 2006-00131

## PETITION TO INTERVENE OF GALLATIN STEEL COMPANY

Pursuant to K.R.S. §278.310 and 807 KAR 5:001 Section 3(8), Gallatin Steel Company ("Gallatin") requests that it be granted full intervenor status in the above-captioned proceeding and states in support thereof as follows:

- 1. Gallatin is the largest end use customer located in the Owen Electric Cooperative ("Owen") service territory. Owen is in turn provided with generation and transmission service by East Kentucky Power Cooperative ("EKPC").
- 2. The matters being decided by the Commission in this case may have a significant impact on the rates paid by Gallatin for electricity. Electricity represents a significant cost of doing business for Gallatin. The attorneys for Gallatin authorized to represent them in this proceeding and to take service of all documents are:

Michael L. Kurtz, Esq. **BOEHM, KURTZ & LOWRY** 

36 East Seventh Street, Suite 1510 Cincinnati, Ohio 45202

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3. The position of Gallatin cannot be adequately represented by any existing party. Gallatin intends to play a constructive role in the Commission's decision-making process herein and Gallatin's participation will not unduly prejudice any party.

**WHEREFORE,** Gallatin Steel Company requests that it be granted full intervenor status in the above captioned proceeding.

Respectfully submitted,

Michael L. Kurtz, Esq. David F. Boehm, Esq.

**BOEHM, KURTZ & LOWRY** 

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COUNSEL FOR KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.

April 28, 2006