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FILINGS DIVISION,

Kentucky Public Service Commission

211 Sower Boulevard,

P.O. Box 615

Frankfort, KY 40602-0615

FROM: Forrest Cook

PO Box 910

Whitesburg KY 41858-0910

Tel. (606) 633-1315 fcook@bellsouth.net

Re:

CVE v. KU, Case No. 2006-00148

Number of pages including this cover page: 4

Comments:

This filing is made by facsimile transmittal February 7, 2007, with the original to be delivered by 5 p.m., February 8, 2007.

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PUBLIC SERVICE COMMISSION

COOK LAW OFFICE

178 Main Street - Suite 2 P.O. Box 910 Whitesburg, Kentucky 41858

(606) 633-1315

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PUBLIC SERVICE COMMISSION

February 7, 2007

Ms. Elizabeth O'Donnell Executive Director Kentucky Public Service Commission P.O. Box 615 Frankfort, Kentucky 40602-0615

Jourt E. Cook

Re: In the Matter of Cumberland Valley Electric, Inc. versus Kentucky Utilities Company, Case No. 2006-00148

Dear Ms. 0'Donnell:

Enclosed please find and accept for filing the original and eight (8) copies of the Reply of Black Mountain Resources LLC and Stillhouse Mining LLC to Kentucky Utilities Company's Motion to Reschedule Hearing and Cumberland Valley Electric Inc.'s Renewed Motion To Establish Briefing Schedule.

This filing is made on behalf of Black Mountain Resources LLC and Stillhouse Mining LLC (granted full intervention status by September 13, 2006, Order of the Commission).

Sincerely,

Forrest E. Cook

FEC/fc

Enclosures

cc: Parties of Record

COMMONWEALTH OF KENTUCKY



BEFORE THE PUBLIC SERVICE COMMISSION

FEB 07 2007
PUBLIC SERVICE
COMMISSION

In the Matter of:	COMMISSION
CUMBERLAND VALLEY ELECTRIC, INC.)
COMPLAINANT)
Vs.) CASE NO. 2006-00148
KENTUCKY UTILITIES COMPANY	
DEFENDANT)
	_

REPLY OF BLACK MOUNTAIN RESOURCES LLC AND STILLHOUSE MINING LLC TO (1) KENTUCKY UTILITIES COMPANY'S MOTION TO RESCHEDULE HEARING AND (2) CUMBERLAND VALLEY ELECTRIC INC.'S RENEWED MOTION TO ESTABLISH BRIEFING SCHEDULE

For reply to the motion of Kentucky Utilities Company ("KU") to reschedule hearing and the renewed motion of Cumberland Valley Electric Inc. ("CVE") to establish briefing schedule, Black Mountain Resources LLC and Stillhouse Mining LLC¹ (collectively "BMR"), state:

- 1. An evidentiary hearing (as opposed to submitting this matter by briefs) would be helpful to the Commission's evaluation of the evidence.
- 2. While BMR desires a timely resolution of the issues presented herein, it does not object to the rescheduling of the hearing to allow KU's primary witness to be out of the country on a mission trip from February 19 to March 2, 2007.

¹ Granted full intervention status by September 13, 2006, Order of the Commission.

3. Should the Commission elect to establish a briefing schedule (and not hold an evidentiary hearing), BMR requests that surrebuttal testimony be permitted.

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FEB 07 2007

PUBLIC SERVICE COMMISSION

Respectfully submitted,

Forrest E. Cook 178 Main St - Ste 2

PO Box 910

Whitesburg, KY 41858-0910

(606) 633-1315

Counsel for Black Mountain Resources, LLC and Stillhouse Mining, LLC

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing reply was served by first-class mail, postage pre-paid upon the following, this 7th day of February 2007:

Hon. Anthony G. Martin PO Box 1812 Lexington, KY 40588

Hon. W. Patrick Hauser 200 Knox St. Box 1900 Barboursville, KY 40906

Hon. J. Gregory Cornett Stoll Keenon Ogden PLLC 500 West Jefferson St., Suite 1700 Louisville, KY 40202

Hon. Allyson K. Sturgeon Attorney for E.ON U.S. LLC 220 West Main Street Louisville, KY 40202

Counsel for Black Mountain Resources, LLC

and Stillhouse Mining, LLC