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PUBLIC SERVICE COMMISSION

July 2, 2007

HAND DELIVERED

Ms. Elizabeth O'Donnell Executive Director Public Service Commission 211 Sower Boulevard Frankfort, KY 40602

Re: PSC Case No. 2006-00472

Dear Ms. O'Donnell:

Please find enclosed for filing with the Commission in the above-referenced case an original and ten copies of the Motion of East Kentucky Power Cooperative, Inc. for an Additional Postponement of the Filing Date for Intervenor Testimony. Please note that the Attorney General and Kentucky Industrial Utility Customers, Inc., Intervenors in this case, have agreed to the filing of this Motion for a second requested delay in the testimony filing date.

Very truly yours,

Charles A. Lile

Senior Corporate Counsel

Enclosures

Cc: Parties of Record

# COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

#### In the Matter of:

GENERAL ADJUSTMENT OF ELECTRIC RATES) CASE NO.
OF EAST KENTUCKY POWER ) 2006-00472
COOPERATIVE, INC.

## MOTION FOR AN ADDITIONAL POSTPONEMENT OF THE FILING DATE FOR INTERVENOR TESTIMONY

Comes now the movant, East Kentucky Power Cooperative, Inc. ("EKPC") and, as grounds for this Motion for an Additional Postponement of the Filing Date for Intervenor Testimony (the "Motion"), states to the Public Service Commission (the "Commission") as follows:

1. EKPC and the Intervenors in this case, the Attorney General (the "AG"), Kentucky Industrial Utility Customers, Inc. ("KIUC"), and the Cumberland Chapter of the Sierra Club (the "Sierra Club"), have been involved in settlement discussions, and previously requested a postponement of the filing date for Intervenor testimony in this case, which was granted by the Commission on June 29, 2007. EKPC, the AG and KIUC have reached tentative agreement on major elements of a settlement proposal for this case, and are continuing to discuss certain issues in regard to this proposed settlement. Delays have been encountered in completing the final review and approval of the proposed settlement terms, which the AG and KIUC plan to file with the Commission as a part of their Intervenor testimony. The Sierra Club filed its testimony in this case on June 29, 2007, and has indicated that it may not enter the proposed settlement.

2. While a proposed Joint Stipulation and Recommendation, based on the settlement terms, cannot be submitted to the Commission at this time, EKPC, the AG and KIUC believe that an agreement may be reached in the near future and request that the Procedural Schedule date for the filing of Intervenor testimony be again postponed from July 5, 2007 to July 11, 2007. EKPC does not, on its own behalf, request any change in the date set in the Commission's June 29, 2007 order for the submission of information requests to Intervenors. If this further postponement is granted, but no settlement with the AG and KIUC is reached, EKPC agrees that it will not request any further extensions of the remainder of the Procedural Schedule as a result of this change.

3. The AG and KIUC have authorized EKPC to advise the Commission of their agreement with this Motion.

WHEREFORE, EKPC respectfully requests the Public Service Commission to again amend the Procedural Schedule in this case to postpone the date for the filing of Intervenor Testimony until July 11, 2007.

Respectfully submitted,

DAVID A. SMART

CHARLES A. LILE

P. O. BOX 707 WINCHESTER, KY 40392-0707 (859) 744-4812

ATTORNEY FOR EAST KENTUCKY POWER COOPERATIVE, INC.

### **CERTIFICATE OF SERVICE**

This is to certify that an original and 10 copies of the foregoing Motion for an Additional Postponement of the Filing Date for Intervenor Testimony in the above-styled case were delivered to the office of Elizabeth O'Donnell, Executive Director of the Public Service Commission, 211 Sower Boulevard, Frankfort, KY 40601, and copies were mailed to Parties of Record, this 2<sup>nd</sup> day of July, 2007.

Charles A. Lile

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