### BOEHM, KURTZ & LOWRY

ATTORNEYS AT LAW 36 EAST SEVENTH STREET SUITE 1510 CINCINNATI, OHIO 45202 TELEPHONE (513) 421-2255

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### VIA OVERNIGHT MAIL

January 30, 2008

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

Re:

Case No. 2007-00455

Dear Ms. O'Donnell:

Please find enclosed the original and twelve (12) copies of the RESPONSE OF KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC. filed in the above-referenced matter.

By copy of this letter, all parties listed on the attached Certificate of Service been served. Please place these documents of file.

Very Truly Yours,

Michael L. Kurtz, Esq. Kurt J. Boehm, 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 regular U.S. mail (unless otherwise noted) to all parties on the 30<sup>TH</sup> day of January, 2008.

C William Blackburn Big Rivers Electric Corporation 201 Third Street P. O. Box 24 Henderson, KY 42420

David Brown Stites & Harbison, PLLC 1800 Providian Center 400 West Market Street Louisville, KY 40202

Honorable Dennis G Howard II Assistant Attorney General Office of the Attorney General Utility & Rate 1024 Capital Center Drive Suite 200 Frankfort, KY 40601-8204

Honorable John N Hughes Attorney at Law 124 West Todd Street Frankfort, KY 40601 Honorable Frank N King, Jr. Attorney at Law Dorsey, King, Gray, Norment & Hopgood 318 Second Street Henderson, KY 42420

Honorable James M Miller Attorney at Law Sullivan, Mountjoy, Stainback & Miller, PSC 100 St. Ann Street P.O. Box 727 Owensboro, KY 42302-0727

Honorable Kendrick R Riggs Attorney at Law Stoll Keenon Ogden, PLLC 2000 PNC Plaza 500 W Jefferson Street Louisville, KY 40202-2828

Honorable Allyson K Sturgeon Attorney at Law E.ON U.S. Services, Inc. 220 West Main Street Louisville, KY 40202

Michael L. Kurtz, Esq. Kurt J. Boehm, Esq.



## COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

JAN 3 1 2008

PUBLIC SERVICE COMMISSION

In The Matter Of: The Application of Big Rivers Electric	:	
Corporation, E.ON US., LLC, Western Kentucky Energy Corp.,	:	Case No. 2007-00455
and LG&E Energy Marketing Inc., For Approval to Unwind	:	
Lease and Power Purchase Transactions	:	

# RESPONSE OF KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.

Pursuant to Order dated January 25, 2008, Kentucky Industrial Utility Customers, Inc. ("KIUC") hereby states that it has no objection to Commissioner Clark's participation in this case.

Respectfully submitted,

Michael L. Kurtz, Esq.

Kurt J. Boehm, Esq.

BOEHM, KURTZ & LOWRY

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COUNSEL FOR KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.