Robert D. Vance, Secretary Environmental and Public **Protection Cabinet**

Timothy J. LeDonne Commissioner **Department of Public Protection**



Commonwealth of Kentucky **Public Service Commission** 211 Sower Blvd P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

January 28, 2008

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

Mark David Goss Chairman

> John W. Clay Vice Chairman

Caroline Pitt Clark Commissioner

RE: Case No. 2007-00460

We enclose one attested copy of the Commission's Order in the above case.

Sincerely,

Beth O'Donnell Executive Director

BOD/tw Enclosure

Kentu

Robert D. Vance, Secretary Environmental and Public Protection Cabinet

Timothy J. LeDonne Commissioner Department of Public Protection



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January 28, 2008

Honorable Frank N. King, Jr. Attorney at Law Dorsey, King, Gray, Norment & Hopgood 318 Second Street Henderson, KY 42420 Mark David Goss Chairman

> John W. Clay Vice Chairman

Caroline Pitt Clark Commissioner

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KentuckyUnbridledSpirit.com

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Honorable Michael L. Kurtz Attorney at Law Boehm, Kurtz & Lowry 36 East Seventh Street Suite 1510 Cincinnati, OH 45202



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January 28, 2008

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

> John W. Clay Vice Chairman

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Timothy J. LeDonne Commissioner Department of Public Protection

David A. Spainhoward Vice President Big Rivers Electric Corporation 201 Third Street P. O. Box 24 Henderson, KY 42420



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COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF BIG RIVERS ELECTRIC CORPORATION FOR APPROVAL OF ENIVRONMENTAL COMPLIANCE PLAN AND ENIVRONMENTAL SURCHARGE TARIFF

CASE NO. 2007-00460

ORDER

This matter arising upon the motion of Kenergy Corp. ("Kenergy"), filed January 18, 2008, for full intervention, it appearing to the Commission that such intervention is likely to present issues and develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings, and this Commission being otherwise sufficiently advised,

IT IS HEREBY ORDERED that:

- 1. The motion of Kenergy to intervene is granted.
- 2. Kenergy shall be entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order.

3. Should Kenergy file documents of any kind with the Commission in the course of these proceedings, it shall also serve a copy of said documents on all other parties of record.

Done at Frankfort, Kentucky, this 28th day of January, 2008.

ATTEST ecutive Director

By the Commission