BOEHM, KURTZ & LOWRY

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

TELECOPIER (513) 421-2764

RECEIVED

MAR 04 2008

PUBLIC SERVICE COMMISSION

March 3, 2008

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

Re: Administrative Case No. 2007-00477

Dear Ms. O'Donnell:

Please find enclosed the original and twelve (12) copies of MOTION 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,

Muchal ! Kuts

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 regular U.S. mail (unless otherwise noted) to all parties on the 3rd day of March, 2008.

Paul D Adams Office of the Attorney General Utility & Rate 1024 Capital Center Drive Suite 200 Frankfort, KY 40601-8204

Lonnie E Bellar Vice President - State Regulation Kentucky Utilities Company 220 West Main Street P. O. Box 32010 Louisville, KY 40202

Lonnie E Bellar E.ON U.S. Services, Inc. 220 West Main Street Louisville, KY 40202

Lonnie E Bellar Vice President - State Regulation Louisville Gas and Electric Company 220 W. Main Street P. O. Box 32010 Louisville, KY 40202

Joe F Childers Getty & Childers 1900 Lexington Financial Center 250 West Main Street Lexington, KY 40507

Michael H Core President/CEO Big Rivers Electric Corporation 201 Third Street P. O. Box 24 Henderson, KY 42420

Honorable John M Dosker General Counsel Stand Energy Corporation 1077 Celestial Street Building 3, Suite 110 Cincinnati, OH 45202-1629 John J Finnigan, Jr. Duke Energy Kentucky, Inc. 139 East Fourth Street, EX 400 Cincinnati, OH 45202

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

Honorable Lisa Kilkelly Attorney at Law Legal Aid Society 416 West Muhammad Ali Boulevard Suite 300 Louisville, KY 40202

Honorable Charles A Lile Senior Corporate Counsel East Kentucky Power Cooperative, Inc. 4775 Lexington Road P. O. Box 707 Winchester, KY 40392-0707

Timothy C Mosher President - Kentucky Power American Electric Power 101A Enterprise Drive P. O. Box 5190 Frankfort, KY 40602

Honorable Mark R Overstreet Attorney at Law Stites & Harbison 421 West Main Street P. O. Box 634 Frankfort, KY 40602-0634

Stephen A Sanders Appalachian Citizens Law Center, Inc 52 Broadway, Ste B Whitesburg, KY 41858 Ronnie Thomas Operations Superintendent East Kentucky Power Cooperative 4775 Lexington Road P. O. Box 707 Winchester, KY 40392-0707 Patty Walker Senior Vice President Duke Energy Kentucky, Inc. 139 East Fourth Street, EX 400 Cincinnati, OH 45202

KO_

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

COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

| In the Matter of: | : |
|------------------------------------|---|
| | : |
| AN INVESTIGATION OF THE ENERGY AND | : |
| REGULATORY ISSUES IN SECTION 50 OF | : |
| KENTUCKY'S 2007 ENERGY ACT | : |

Administrative Case No. 2007-00477

MOTION OF KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.

Pursuant to Commission Order dated February 25, 2008, Kentucky Industrial Utility Customers, Inc.

("KIUC") hereby states that it has no objection to Commissioner Clark's participation in the within case.

Respectfully submitted,

PPF

Michael L. Kurtz, Esq. Kurt J. Boehm, Esq. **BOEHM, KURTZ & LOWRY** 36 East Seventh Street, Suite 1510 Cincinnati, Ohio 45202 Ph: (513) 421-2255 Fax: (513) 421-2764 E-Mail: <u>mkurtz@BKLlawfirm.com</u> kboehm@BKLlawfirm.com

COUNSEL FOR KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.

March 3, 2008