

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

APR 30 2008

PUBLIC SERVICE
COMMISSION

In the Matter of:

**APPLICATION OF BLUE GRASS ENERGY }
COOPERATIVE CORPORATION FOR AN }
ORDER INTERPERTING KRS 278.225 }**

CASE NO. 2008-00086

MOTION FOR RECONSIDERATION

Comes now Blue Grass Energy Cooperative Corporation (hereinafter called Blue Grass Energy) through counsel, and states as grounds for its Motion for Reconsideration:

1. Blue Grass Energy filed its Application in this case on March 10, 2008, alleging that interpretation of KRS 278.225 required that Blue Grass Energy bill its members for services within two (2) years of the providing of such services, and that Blue Grass Energy had a right, under the statute, to bill Ms. Davis for the differential between what was paid by her and by what should have been paid by her during the two (2) year window provided by the statute.

2. The member, Phyllis Davis, through counsel, Charles W. Kuster, Jr., filed a Response which was mailed to the Commission and to counsel for Blue Grass on March 20, 2008.

3. The Commission in its Order of April 14, 2008, as understood by counsel for the Applicant, ruled that it could not decide whether or not Ms. Davis owed for unbilled services due to its finding that a billing dispute is not ripe for decision by the Commission until such time as the bill is actually rendered and disputed by the customer.

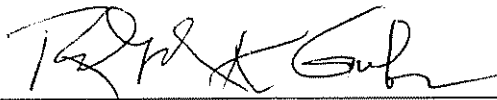
4. In fact, Blue Grass Energy has billed Ms. Davis for the differential, as reflected in copies

submitted herewith of bills for service marked Exhibits A, B and C, representing billing periods, cumulatively, from December 10, 2007 through March 10, 2008. As can be seen, the differential is shown on each of these bills. These bills also reflect payment by Ms. Davis for services current to the particular month billed, but no payment whatsoever on the differential. Therefore, bills have been rendered and disputed by Ms. Davis, which fact counsel for Blue Grass Energy should have emphasized in the original Petition.

Now therefore, Blue Grass Energy, through counsel, respectfully requests that the Commission reopen this case to consider the additional information submitted hereby by the Applicant. Counsel for Ms. Davis would of course have the right to respond.

Respectfully submitted by the Applicant, though counsel, on the 30th day of April, 2008.

BLUE GRASS ENERGY COOPERATIVE COPORATION
BY: COMBS & HOFFMAN



RALPH K. COMBS
Attorney at Law
100 United Drive, Suite 4B
Versailles, Kentucky 40383
(858) 873-5427

Court4/BGE MotionforRecon Davis
CC: Charles W. Kuster, Jr
#35438