Steven L. Beshear Governor

Robert D. Vance, Secretary Environmental and Public Protection Cabinet

Larry R. Bond Commissioner Department of Public Protection

Sanford Novick President and CEO Kenergy Corp. 3111 Fairview Drive P. O. Box 1389 Owensboro, KY 42302



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 April 10, 2008 Mark David Goss Chairman

John W. Clay Vice Chairman

Caroline Pitt Clark Commissioner

CERTIFICATE OF SERVICE

RE: Case No. 2008-00124 Kenergy Corp.

I, Stephanie Stumbo, Executive Director of the Public Service Commission, hereby certify that the enclosed attested copy of the Commission's Order in the above case was served upon the addressee by U.S. Mail on April 10, 2008.

Executive Director

SS/tw Enclosure



COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

TARIFF FILING OF KENERGY CORP.)	
FOR ACCEPTANCE AND EXPEDITED)	
IMPLEMENTATION OF AN)	CASE NO. 2008-00124
AMENDMENT TO AGREEMENT FOR)	
ELECTRIC SERVICE	j	

ORDER

Kenergy Corp. ("Kenergy") is an electric distribution cooperative organized under KRS Chapter 279. On March 21, 2008, Kenergy filed an amendment to a retail electric contract entered between Kenergy and KMMC, L.L.C. d/b/a Knoblick No. 9 Mine ("KMMC"). The details of the amendment to the agreement for electric service are as follows:

- 1. Kenergy and KMMC agree to amend the second sentence of Section 2(A) of the agreement to reduce the minimum power requirements for any billing period from 500 kilowatts per month to 100 kilowatts per month.
- 2. Kenergy and KMMC agree to amend the third sentence of Section 2(A) of the agreement to reduce the monthly minimum charge from \$5,075 per month to \$1,115 per month.

Pursuant to KRS 278.180(1), Kenergy must give the Commission 30 days' notice prior to implementing the amendment to this retail rate contract. Kenergy has requested that the notice period be reduced, as permitted by the statute. Since the only retail customer affected by this contract has consented in writing to all of the contract terms,

the Commission finds good cause to reduce the notice period to 20 days. Consequently, the amendment to the retail service contract will become effective on April 10, 2008.

IT IS THEREFORE ORDERED that the amendment to the retail rate contract between Kenergy and KMMC, as described in the findings above, is accepted for service effective April 10, 2008.

Done at Frankfort, Kentucky, this 10th day of April, 2008.

By the Commission

Alemand Furha

DORSEY, KING, GRAY, NORMENT & HOPGOOD

ATTORNEYS-AT-LAW

318 SECOND STREET

JOHN DORSEY (1920-1986)
FRANK N. KING, JR.
STEPHEN D. GRAY
WILLIAM B. NORMENT, JR.
J. CHRISTOPHER HOPGOOD
S. MADISON GRAY

HENDERSON, KENTUCKY 42420

TELEPHONE (270) 826-3965 TELEFAX (270) 826-6672 www.dkgnlaw.com

March 20, 2008

FEDEX

Ms. Elizabeth O'Donnell Public Service Commission 211 Sower Boulevard Frankfort, Kentucky 40601 RECEIVED

MAR 2 1 2008

PUBLIC SERVICE COMMISSION

2008-124

Re:

Kenergy Corp.; KMMC, L.L.C.

Amendment to Agreement for Electric Service

Dear Ms. O'Donnell

Enclosed for acceptance by the Commission please find the original and one copy of Amendment to Agreement for Electric Service regarding the Agreement for Electric Service dated May 22, 2002, between Kenergy Corp. and KMMC, L.L.C.

The customer would like to get this service as soon as possible so we request that the notice period be shortened to 20 days for acceptance of this amendment.

Your assistance in this matter is appreciated.

Very truly yours,

DORSEY, KING, GRAY, NORMENT & HOPGOOD

By

Frank N. King, Jr.

Attorney for Kenergy Corp.

FNKJr/cds

Encls.

COPY/w/o/encls.: Mr. David Hamilton, Kenergy Corp.

AMENDMENT TO AGREEMENT FOR ELECTRIC SERVICE

THIS AMENDMENT TO AGREEMENT FOR ELECTRIC SERVICE is made and entered into this 3rd day of March, 2008, by and between KENERGY CORP., 6402 Old Corydon Road, Henderson, KY 42420, and KMMC, L.L.C. d/b/a/ KNOBLICK NO. 9 MINE, Post Office Box 99, Sebree, KY 42455-0099;

WITNESSETH: WHEREAS:

- (1) KMMC, L.L.C. ("KMMC") is a Consumer of Kenergy Corp. ("Kenergy") pursuant to an Agreement for Electric Service dated May 22, 2002, and
- (2) Kenergy and KMMC desire to amend said Agreement for Electric Service;

NOW, therefore, in consideration of the promises and covenants of the parties hereto and other valuable consideration, receipt being acknowledged, IT IS AGREED that said May 22, 2002, Agreement for Electric Service is amended as follows:

1. In the second sentence of Section 2.A. "not less than 500 kilowatts per month thereafter for any billing period" is deleted and substituted therefor is "not less than 100 kilowatts per month thereafter for any billing period."

- 2. In the third sentence of Section 2.A. "not less than \$5,075.00 per month" is deleted and substituted therefor is "not less than \$1,115.00 per month."
- 3. This Amendment shall not be effective unless approved or accepted in writing by the Kentucky Public Service Commission.
- In all other respects the terms and conditions of said May 22,
 2002, Agreement for Electric Service are adopted and reaffirmed in their entirety.

IN WITNESS WHEREOF the parties have executed this amendment this the day and date first above written.

SELLER:

KENERGY CORR

Sandy Novick, President and CEO

CONSUMER:

KMMC, L.L.C.

A11. 2

(printed name)

(title)