



RECEIVED

MAR 4 2011

DUKE ENERGY CORPORATION
PUBLIC SERVICE
COMMISSION

139 East Fourth Street
1212 Main
Cincinnati, OH 45201-0960
Telephone: (513) 287-4315
Facsimile: (513) 287-4385

Kristen Cocanougher
Sr. Paralegal
E-mail: Kristen.cocanougher@duke-energy.com

VIA OVERNIGHT DELIVERY

March 3, 2011

Mr. Jeff Derouen
Executive Director
Kentucky Public Service Commission
211 Sower Blvd
Frankfort, KY 40601

Re: Duke Energy Kentucky, Inc.'s Request for Waiver Pursuant to 807 KAR 5:058 § 3

Dear Mr. Derouen:

Enclosed please find an original and twelve copies of Duke Energy Kentucky Inc.'s Request for Waiver pursuant to 807 KAR 5:058 Section 3.

Please date-stamp two copies of the letter and Request and return to me in the enclosed envelope.

Sincerely,

Kristen Cocanougher

cc: Hon. Larry Cook

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

MAR 4 2011

In the Matter of Duke Energy Kentucky, Inc.'s)
Integrated Resource Plan)

Case No. 2011- PUBLIC SERVICE
COMMISSION

DUKE ENERGY KENTUCKY, INC.'S REQUEST FOR WAIVER PURSUANT TO 807 KAR
5:058 SECTION 3

Now comes Duke Energy Kentucky, Inc. (Duke Energy Kentucky), pursuant to 807 KAR 5:058 Section 3, and respectfully requests the Kentucky Public Service Commission (Commission) grant waiver from the certain filing requirements (Request for Waivers) for Integrated Resource Plans (IRPs). Pursuant to 807 KAR 5:058 Section 3, requests for waivers must be filed ninety (90) days prior to the date established for the IRP filing. Duke Energy Kentucky's 2011 IRP is scheduled to be filed on or about July 1, 2011, resulting in a request for waiver to be filed by April 1, 2011. In support of this Petition, Duke Energy Kentucky respectfully states:

1. Duke Energy Kentucky's business address is 139 East Fourth Street, Cincinnati, Ohio 45202. The Company's local office in Kentucky is Duke Energy Envision Center, 4580 Olympic Boulevard, Erlanger, Kentucky 41018.
2. Duke Energy Kentucky is a utility engaged in the gas and electric business. Duke Energy Kentucky purchases, sells, stores and transports natural gas in Boone, Campbell, Gallatin, Grant, Kenton and Pendleton Counties, Kentucky. Duke Energy Kentucky also generates electricity, which it distributes and sells in Boone, Campbell, Grant, Kenton and Pendleton counties and is subject to the jurisdiction of the

Commission. A copy of Duke Energy Kentucky's Articles of Incorporation are on file with this Commission in Case No. 2009-00202 and are incorporated by reference herein pursuant to 807 KAR 5:001, Section 8(3).Duke Energy Kentucky.

3. Pursuant to the Commission's December 16, 2005 Order in Case No. 2005-0370, Duke Energy Kentucky filed its last stand alone IRP on July 1, 2008. As such, Duke Energy Kentucky's next IRP is due to be filed in July 2011.¹
4. In order to prepare its next IRP by the July 1, 2011, Duke Energy Kentucky requests a waiver of the IRP filing requirement embodied in 807 KAR 5:058, Section 7(5) and 807 KAR 5:58 Section 8(3), to the extent those provisions require the filing of information related to an integrated Duke Energy system.
5. Duke Energy Kentucky is the only Duke Energy-affiliated electric utility subject to the jurisdiction of the Kentucky Public Service Commission and operating in the Commonwealth of Kentucky. Duke Energy Kentucky does not share its planning information with its affiliates and the utility operating companies owned by Duke Energy Corporation do not participate in or engage in joint planning for their generation resources on an integrated system-wide basis.
6. Because Duke Energy Kentucky is filing a stand alone IRP, information regarding all affiliated utility operating companies across five states would not provide the Commission with any useful information in determining Duke Energy Kentucky's ability to serve its retail load. Additionally, providing information related to Duke Energy's integrated system would be an unreasonably time-consuming and burdensome process.

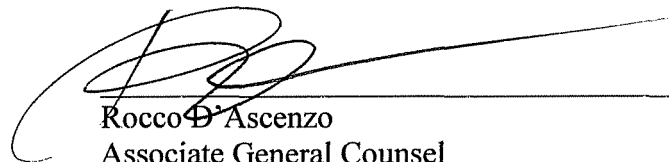
¹ 807 KAR 5:058 Section 2. Each electric utility shall file triennially with the commission an integrated resource plan...

7. Duke Energy Kentucky's utility affiliate Duke Energy Carolinas, LLC operates in North and South Carolina and its system is geographically separate from Duke Energy Kentucky. And Duke Energy Kentucky does not participate in any joint generation planning with its affiliates, Duke Energy Ohio, Inc. or Duke Energy Indiana, Inc. Duke Energy Kentucky would incur great expense and effort to create such integrated system-wide information because such information currently does not exist.
8. For these reasons, and in the interest of administrative economy, Duke Energy Kentucky requests a waiver of these IRP filing requirements to the extent they require reporting of Duke Energy-wide integrated system information.
9. This Commission granted a similar waiver request to Duke Energy Kentucky in Case Number 2008-00127 regarding its IRP filed in Case Number 2008-00248.

WHEREFORE, for the reasons stated herein, Duke Energy Kentucky respectfully requests the Commission grant a waiver of the IRP filing requirements as described herein.

Respectfully submitted,

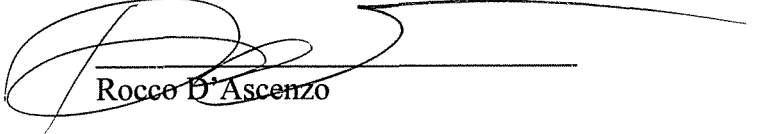
DUKE ENERGY KENTUCKY, INC.



Rocco D'Ascenzo
Associate General Counsel
Amy B. Spiller
Deputy General Counsel
Duke Energy Kentucky, Inc.
139 East Fourth Street, 1313 Main
Cincinnati, Ohio 45201-0960
Phone: (513) 287-4320
Fax: (513) 287-4385
Email: rocco.d'ascenzo@duke-energy.com

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing Request For Waiver of Duke Energy Kentucky, Inc. has been served via overnight mail to the following party on this 3rd day of March 2011:


Rocco D'Ascenzo

Hon. Larry Cook
Office of the Attorney General
Utility Intervention and Rate Division
1024 Capital Center Drive
Frankfort, Kentucky 40601