

RECEIVED **Mark David Goss**

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MAY 17 2011

PUBLIC SERVICE
COMMISSION

May 17, 2011

Via Hand-Delivery

Mr. Jeffrey Derouen
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
P. O. Box 615
Frankfort, Kentucky 40602-0615

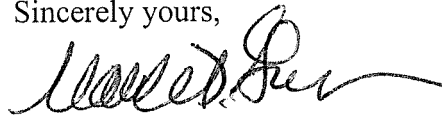
Re: In the Matter of: The Joint Application of Duke Energy Corporation,
Cinergy Corp., Duke Energy Ohio, Inc., Duke Energy Kentucky, Inc.,
Diamond Acquisition Corporation, and Progress Energy, Inc., for
Approval of the Indirect Transfer of Control of Duke Energy Kentucky, Inc.
PSC Case No. 2011-00124

Dear Mr. Derouen:

Enclosed please find an original and ten (10) copies of the Joint Applicants' Motion for an Informal Conference and Amended Procedural Order. Please file the motion upon your receipt and return a file-stamped copy to me.

Please do not hesitate to contact me if you have any questions concerning this filing.

Sincerely yours,



Mark David Goss

Enclosures

cc: Dennis G. Howard, II
Lawrence Cook

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MAY 17 2011

PUBLIC SERVICE
COMMISSION

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

IN THE MATTER OF:

THE JOINT APPLICATION OF DUKE ENERGY)
CORPORATION, CINERGY CORP.,)
DUKE ENERGY OHIO, INC., DUKE ENERGY) CASE NO. 2011-00124
KENTUCKY, INC., DIAMOND ACQUISITION)
CORPORATION, AND PROGRESS ENERGY, INC.,)
FOR APPROVAL OF THE INDIRECT TRANSFER)
OF CONTROL OF DUKE ENERGY KENTUCKY, INC.)

**JOINT APPLICANTS' MOTION FOR INFORMAL
CONFERENCE AND AMENDED PROCEDURAL ORDER**

Come now Duke Energy Corporation (“Duke Energy”), Cinergy Corp. (“Cinergy”), Duke Energy Ohio, Inc., (“Duke Energy Ohio”), Duke Energy Kentucky, Inc., (“Duke Energy Kentucky”), Diamond Acquisition Corporation (“Diamond”), and Progress Energy, Inc., (“Progress Energy”) (collectively, “Joint Applicants”), and tender their request for an informal conference and an amended procedural order, respectfully stating as follows:

The Joint Applicants request the Commission to schedule an informal conference with Staff on May 19, 2011 at 1:30 PM, for the purpose of addressing scheduling issues and any other items that may be appropriate for discussion. The Joint Applicants also request the Commission to extend the existing deadlines for tendering supplemental data requests and responses thereto, as set forth in the April 21, 2011 Procedural Order, by two business days. Thus, any supplemental data requests propounded by the Staff or Attorney General would be due on or before May 24, 2011 and the Joint Applicants’ response would be due on or before June 2, 2011. The undersigned has consulted with the Attorney General’s office and is advised that there is no objection to either the informal conference or the extension of discovery deadlines.

WHEREFORE, on the basis of the foregoing, the Joint Applicants respectfully request the Commission to establish an informal conference and extend the discovery deadlines as set forth above.

This 17th day of May, 2011.

Respectfully submitted,



Mark David Goss
David S. Samford
Frost Brown Todd LLC
250 West Main Street, Suite 2800
Lexington, KY 40507-1749
(859) 231-0000 – Telephone

*Counsel for Joint Applicants,
Duke Energy Corporation
Cinergy Corporation
Duke Energy Ohio, Inc.
Duke Energy Kentucky, Inc.
Diamond Acquisition Corporation and
Progress Energy, Inc.*

- and -

Rocco D'Ascenzo
Amy B. Spiller
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139 East Fourth Street
1301 Main
P. O. Box 960
Cincinnati, Ohio 45201-0960

*Counsel for Joint Applicants,
Duke Energy Corporation
Cinergy Corporation
Duke Energy Ohio, Inc.
Duke Energy Kentucky, Inc. and
Diamond Acquisition Corporation*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing was served by depositing same into the custody and control of the U.S. Postal Service, postage-prepaid, on this 17th day of May, 2011, addressed to the following:

Dennis Howard, II, Esq.
Lawrence W. Cook, Esq.
Division of Rate Intervention
Office of the Attorney General
1024 Capital Center Drive, Suite 200
Frankfort, KY 40601

A handwritten signature in black ink, appearing to read "Lawrence W. Cook", written over a horizontal line.

Counsel for Joint Applicants

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