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APR 05 2013

PUBLIC SERVICE
COMMISSION

Via Overnight Mail

April 4, 2013

Mr. Jeff Derouen, Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, Kentucky 40602

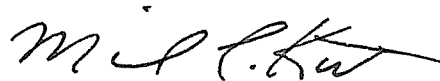
Re: 2013-00090

Dear Mr. Derouen:

Please find enclosed the original and ten (10) copies of KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC's MOTION TO WITHDRAWAL APPLICATION FOR A DECLARATORY ORDER WITHOUT PREJUDICE filing with regard to the above-referenced matter.

By copy of this letter, all parties listed on the Certificate of Service have been served. Please place this document of file.

Very Truly Yours,



Michael L. Kurtz, Esq.

Kurt J. Boehm, Esq.

Jody M. Kyler, Esq.

BOEHM, KURTZ & LOWRY

MLKkew
Attachment

cc: Certificate of Service
Quang Nyugen, Esq.
Richard Raff, Esq.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by mailing a true and correct copy via electronic mail (when available) and Overnight Mail to all parties on this 4th day of April, 2013.



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**COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION**

Application of Kentucky Industrial Utility Customers, Inc. for a	:	Case No. 2013-00090
Declaratory Order Finding That the Commission has Jurisdiction to	:	
Regulate Kentucky Power's Participation in the AEP Power	:	
Coordination Agreement	:	

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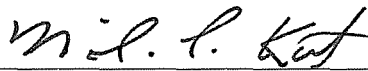
APR 05 2013

**MOTION TO WITHDRAW
APPLICATION FOR DECLARATORY ORDER WITHOUT PREJUDICE
OF KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.**

**PUBLIC SERVICE
COMMISSION**

Kentucky Industrial Utility Customers, Inc. ("KIUC") hereby moves to withdraw its Application for Declaratory Order filed March 6, 2013 in the above-captioned proceeding without prejudice. As discussed in the March 22, 2013 Motion for an Extension of Time filed by Kentucky Power Company in this proceeding, the parties to Federal Energy Regulatory Commission ("FERC") Docket No. ER13-234 engaged in settlement discussions regarding the Power Coordination Agreement ("PCA") that is the subject of KIUC's Application for Declaratory Order.¹ As a result of these discussions, an amended version of the PCA was filed on March 22, 2013 at the FERC by American Electric Power Service Corporation.² The amended PCA is satisfactory to KIUC and resolves a number of issues raised in KIUC's Application for Declaratory Order. Accordingly, KIUC respectfully requests that the Commission allow KIUC to withdraw its Application for Declaratory Order without prejudice.

Respectfully submitted,



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April 4, 2013

**COUNSEL FOR KENTUCKY INDUSTRIAL UTILITY
CUSTOMERS, INC.**

¹ The PCA was also filed for FERC approval in Docket Nos. ER13-233, ER13-235, ER13-236 and ER13-237.

² See Docket Nos. ER13-233-001, ER13-234-001, and ER13-235-001.