



SEP 06 2013
PUBLIC SERVICE
COMMISSION

September 6, 2013

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

LG&E and KU Energy LLC
Legal Department
220 West Main Street
Louisville, Kentucky 40202
www.lge-ku.com

Allyson K. Sturgeon
Senior Corporate Attorney
T 502-627-2088
F 502-217-4995
allyson.sturgeon@lge-ku.com

RE: Application of Kentucky Utilities Company for a Certificate of Public Convenience and Necessity Authorizing KU to Bid on a Franchise Established by the City of Irvine

Dear Mr. Derouen:

Enclosed please find an original and 10 copies of an Application for a Certificate of Public Convenience and Necessity ("CCN"), to enable Kentucky Utilities Company (the "Company") to apply for an electric franchise with the City of Irvine (the "City") pursuant to KRS 278.020(4). In a public meeting held on July 22, 2013, the City Council of Irvine, Kentucky passed Ordinance No. 13-04, which directed the advertising for bids and selling of an electric franchise in the City. The Company asks that the Commission enter an Order granting a Certificate of Public Convenience and Necessity to bid for and acquire a franchise from the City on or before September 20, 2013.

For many years, the Company has been the owner of a franchise granted by the City to erect facilities for providing electric service to the City and the inhabitants thereof. The franchise to be obtained will replace the previous franchise.

If you have any questions, please do not hesitate to contact me.

Very truly yours,

Allyson K. Sturgeon

Enclosures

RECEIVED

SEP 06 2013

**BEFORE THE
KENTUCKY PUBLIC SERVICE COMMISSION**

**PUBLIC SERVICE
COMMISSION**

In the Matter of:

**APPLICATION OF KENTUCKY UTILITIES COMPANY)
FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND)
NECESSITY AUTHORIZING KU TO BID ON A) CASE NO. 2013-_____
FRANCHISE ESTABLISHED BY THE CITY OF)
IRVINE, KENTUCKY)**

APPLICATION

The Applicant, Kentucky Utilities Company (“KU”), respectfully states as follows:

1. The Post Office address of the principal office of Applicant is 220 West Main Street, Louisville, Kentucky 40202. KU is a Kentucky corporation authorized to do business in the Commonwealth of Kentucky.

2. KU is a utility engaged in the business of supplying electric service in and to various cities and the inhabitants thereof within the Commonwealth of Kentucky, and has conducted such business for a number of years. The instant filing is made in accordance with Section 278.020(4) of the Kentucky Revised Statutes.

3. Receipt of the requested certificate will allow KU to pursue its bid on a new franchise for which the City of Irvine, Kentucky (the “City”) has solicited bids pursuant to resolution or ordinance and advertisement, a copy of which is attached hereto as Exhibit A.

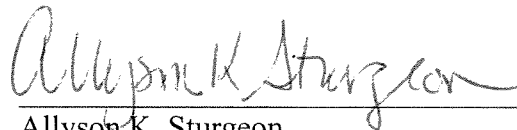
4. A certified copy of KU’s Articles of Incorporation is already on file with the Commission in Case No. 2010-00204 and is incorporated herein by reference pursuant to 807 KAR 5:001, Section 14(2)(a).

5. There is and will continue to be a demand and need for electric service in the areas of the City subject to the franchise, and KU desires to obtain a franchise in accordance with the bidding protocol established by the City.

6. Should KU be successful in acquiring said franchise, it will file copies thereof with the Commission.

WHEREFORE, Kentucky Utilities Company asks that the Commission enter an Order granting to KU a Certificate of Public Convenience and Necessity to bid for and acquire a franchise from the City on or before September 20, 2013.

Dated at Louisville, Kentucky, this 6th day of September, 2013.



Allyson K. Sturgeon
Senior Corporate Attorney
Kentucky Utilities Company
220 West Main Street
Louisville, Kentucky 40202
(502) 627-2088

Exhibit A

COMMONWEALTH OF KENTUCKY
CITY OF IRVINE

ORDINANCE NO. 13 - 04

AN ORDINANCE CREATING A FRANCHISE FOR THE ERECTION, LAYING AND MAINTENANCE OF ELECTRIC FACILITIES AND APPURTENANT FACILITIES AND EQUIPMENT IN, ALONG AND ACROSS THE PUBLIC WAYS, ROADS, STREETS, ALLEYS AND OTHER PUBLIC PLACES IN THE CITY OF IRVINE, KENTUCKY; FOR FURNISHING AND SELLING ELECTRICITY BY MEANS OF SAID FACILITIES; AND PROVIDING FOR THE SALE OF SAID FRANCHISE.

WHEREAS, the City of Irvine ("City") wishes to ensure that electric service continues to be furnished to its citizens in a reliable and efficient manner;

WHEREAS, the City is aware that the provision of such service requires the continued use of public streets, ways, alleys and other public places;

WHEREAS, the franchise granted to and acquired by Kentucky Utilities Company on November 22, 1993, under which that utility provided such service, will expire by its terms; November 22, 2013

WHEREAS, the City wishes to provide for the sale of a new franchise for the benefit of its citizenry, giving effect to Section 96.010 of the Kentucky Revised Statutes;

NOW, THEREFORE, BE IT ORDAINED as follows:

Section 1. An exclusive franchise ("Franchise") to use the City's public rights-of-way, as described in the Franchise Agreement attached to this Ordinance, is hereby created.

Section 2. The Franchise created by this Ordinance shall be bid in accordance with the applicable requirements of the Constitution of the Commonwealth of Kentucky and Chapter 424 of the Kentucky Revised Statutes, as well as any applicable City ordinances.

Section 3. The Franchise created by this Ordinance shall be awarded to the highest and best bidder as shall be determined by the City in its sole discretion. In awarding the Franchise, the City shall consider the technical, managerial, and financial qualifications of the bidder to perform its obligations under the Franchise.

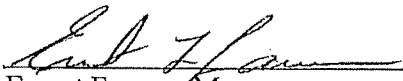
Section 4. The winning bidder and the City shall negotiate, execute and be bound by a Franchise Agreement with terms identical to, or substantially identical to, the Franchise Agreement referenced in Section 1 above and attached hereto, such Agreement to contain terms “that are fair and reasonable to the City, to the purchaser of the Franchise and to the patrons of the utility” (KRS Section 96.010). Such Franchise Agreement shall take effect no earlier than 90 days after its execution, to allow the City and the winning bidder to develop appropriate procedures for identifying and reviewing the electric-consuming entities within the City’s corporate limits.

Section 5. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

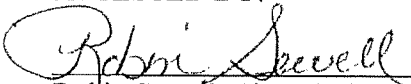
Section 6. Should any section, clause, line, paragraph, or part of this Ordinance or the attached Agreement be held unconstitutional or invalid for any reason, the same not affect the remainder of this Ordinance or the attached Agreement, as applicable.

Section 7. Time is of the essence in carrying out the terms and the provisions of this Ordinance and the Franchise created herein.

Section 8. This Ordinance shall become effective from and after its passage and publication. Read at a meeting of the Irvine City Council on the 8th day of July, 2013; a second reading was held on the 22nd day of July, 2013; said Ordinance was READ and APPROVED on the 22nd day of July, 2013.

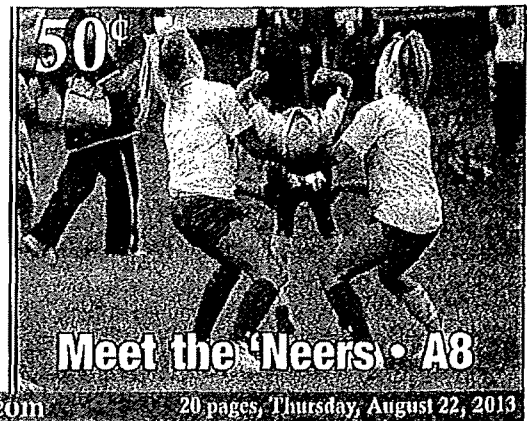

Ernest Farmer, Mayor

ATTESTED BY:


Robin Sewell, City Clerk

T CITIZEN VOICE & TIMES

Proudly serving Irvine, Ravenna and Estill County since 1973



Meet the Neers • A8

Copyright © 2013 Citizen Voice, Inc. Vol. 94 No. 34

WWW.CV&T-NEWS.COM

20 pages, Thursday, August 22, 2013

McConnell visits MWMH for health care forum

By WHITNEY LEGGETT
CV&T News Editor

In a forum hosted by Marcum & Wallace Memorial Hospital (MWMH), Senator Mitch McConnell told employees, local officials and interested citizens that if possible, he would stop funding for the Affordable Care Act, which has become known as Obamacare.

McConnell said this forum was one of about 45 he has participated in around the state the past two years, in which he and health care workers have discussed their concerns about how the ACA

will effect Americans.

McConnell said he believes Obamacare will further damage a health care system that was once deemed sub-par compared to other nations.

"If it were up to me, my first choice would be to repeal it, root and branch," he said. "It should have never been passed. This is the single worst piece of legislation passed in the last 50 years."

His alternative to this massive bill, which he said will increase medical insurance premiums and taxes on medical devices, among other

See MCCONNELL, A2

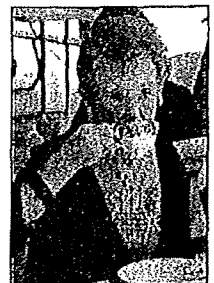
NOTICE OF SALE OF FRANCHISE

By virtue of a resolution heretofore passed by the Council of the City of Irvine, Kentucky, directing the advertisement for bids and selling of a franchise to use certain streets, alleys, and public grounds of the City of Irvine, Kentucky for the purpose of owning, operating, equipping and maintaining a system for the transmission and distribution of electric energy. The City Clerk of Irvine, will on September 23, 2013, at or about 2:00 p.m., set at public auction to the highest bidder at the City Hall of Irvine, a franchise for the purpose set out. Said franchise is more particularly described and fully defined in a proposed ordinance granting and creating the same and said proposed ordinance defines the terms and conditions upon which said sale shall be made, the full text of which is available for inspection in the office of the Irvine, City Clerk, 101 Chestnut Street, Irvine, Kentucky. The ordinance by title and summary is as follows: ORDINANCE # 13-04. AN ORDINANCE ESTABLISHING A FRANCHISE AGREEMENT RELATING TO THE TRANSMISSION AND DISTRIBUTION OF ELECTRICAL ENERGY, AND THE PROVISION OF RETAIL ELECTRIC SERVICE IN AREAS HERETOFORE SERVED BY KENTUCKY UTILITIES COMPANY.

/s/ Robin Sewell, City Clerk

CV&T Photo by Whitney Leggett
Senator Mitch McConnell visited Marcum & Wallace Memorial Hospital to discuss health care.

Inside:



Garden Club hosts Monarch Tea • B1

Remembering a teammate



Court news • B4

FOR