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September 21, 2004
VIA UPS OVERNIGHT

RECEIVED

SEP 22 2004

PUBLIC SERVICE
COMMISSION

Elizabeth O'Donnell, Executive Director
Public Service Commission
P.O. Box 615
Frankfort, KY 40602-0615

Re: Case No. 2003-00266; filing and service of supplemental testimony

Dear Ms. O'Donnell:

Enclosed please find an original and ^{eleven} ~~ten~~ copies of Midwest ISO's Motion for a Continuance. LG&E/KU and the Midwest ISO have agreed to postpone the initial round of supplemental testimony until September 29, 2004, in order to consider recent Federal Energy and Regulatory Commission orders. The additional copy is to be stamped with the date of receipt/filing and returned to us in the enclosed self-addressed stamped envelope.

Sincerely,

Doris J. Elliott

Doris J. Elliott
Paralegal

Enclosures

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

In the Matter of:

SEP 22 2004

PUBLIC SERVICE
COMMISSION

Investigation into the Membership of
Louisville Gas and Electric Company
and Kentucky Utilities Company in the
Midwest Independent Transmission
System Operator, Inc.

Case No. 2003-00266

**Request for Partial Extension
of the Procedural Schedule**

Intervenor Midwest Independent Transmission System Operator, Inc. ("Midwest ISO"), hereby requests a partial extension of the schedule set out in the Commission's Order dated August 19, 2004. On Monday, September 20, 2004, counsel for the Midwest ISO and Louisville Gas & Electric Company and Kentucky Utilities ("LG&E/KU") agreed to postpone the filing and service date for the initial round of supplemental testimony from Wednesday, September 22, to Wednesday, September 29, 2004. This postponement is necessary to allow the parties to consider the effects of recent orders issued by the Federal Energy and Regulatory Commission relative to the Midwest ISO's energy market. LG&E/KU and the Midwest ISO reached this agreement with the understanding that the November 12, 2004 deadline for rebuttal testimony would remain the same. The Attorney General's office had no objection to this change but anticipated that it might need additional days beyond the October 6, 2004, deadline for submission of discovery requests in order to propound its own requests.

On September 21, 2004, the Commission Staff responded that it had no objection to the suggested delay in the procedural schedule. However, the Commission Staff recommended that the procedural schedule be additionally amended to extend the parties' deadlines for serving and responding to data requests to LG&E/KU and the Midwest ISO from October 6 to October 13, 2004, and from October 20 to October 26,

2004, respectively. The Midwest ISO, however, requests that the Commission maintain the original submission and response deadlines for data requests that it and LG&E/KU propound on each other. LG&E/KU agrees with the Midwest ISO's request and does not object to maintaining the originally established deadlines for serving and responding to discovery requests between LG&E/KU and the Midwest ISO.

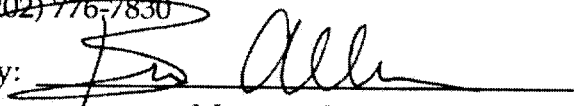
WHEREFORE, the Midwest ISO respectfully requests that the Commission enter an order partially amending the procedural schedule established in its Order dated August, 19, 2004, to: (a) allow LG&E/KU and the Midwest ISO to file their initial round of supplemental testimony by Wednesday, September 29, 2004; (b) extend the deadline for the Attorney General, Kentucky Industrial Utility Customers, and the Commission Staff to file and serve their discovery requests to October 13, 2004 and the deadline for responses thereto to October 26, 2004; and (c) maintain all other deadlines as they were originally established.

Respectfully submitted,

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By: 
ATTORNEYS FOR MIDWEST INDEPENDENT
TRANSMISSION SYSTEM OPERATOR, INC.

CERTIFICATE OF FILING AND SERVICE


I hereby certify that on this the 21st day of September, 2004, the original and eleven (11) copies of the foregoing were sent via U.P.S. to the Commission for filing, and a copy was sent by first-class U.S. mail to:

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