Cinergy Services, Inc. 139 East Fourth Street, Rm 25 AT II P.O. Box 960 Cincinnati, OH 45201-0960 Tel 513.287.3075 Fax 513.287.3810 michael.pahutski@cinergy.com

MICHAEL J. PAHUTSKI Counsel

VIA OVERNIGHT MAIL

CINERGY

September 9, 2004

Ms. Elizabeth O'Donnell Executive Director, Kentucky Public Service Commission 211 Sower Boulevard P.O. Box 615 Frankfort, Kentucky 40602-0615

Re: Case No. 2004-00014

Dear Ms. O'Donnell:

Enclosed for filing please find an original and twelve (12) copies of The Union Light, Heat and Power Company's Request for an Informal Conference in the above-captioned case. Please return to me two file-stamped copies in the enclosed overnight mail envelope. Should you have any questions, please do not hesitate to contact me at (513) 287-3075.

Sincerely,

Muchael A (aketeke /mak Michael J. Pahter

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Enclosures

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COMMISSION

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of the The Union Light, Heat and) Power Company's Integrated Resource Plan)

Case No. 2004-00014

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PUBLIC SERVICE

THE UNION LIGHT, HEAT AND POWER COMPANY'S REQUEST FOR AN INFORMAL CONFERENCE

The Union Light, Heat and Power Company (ULH&P) respectfully requests that the Kentucky Public Service Commission (Commission) schedule an informal conference in this proceeding. In support of this request, ULH&P respectfully states:

- On April 2, 2004, ULH&P filed an integrated resource plan (IRP) with the Commission that essentially adopted ULH&P's proposed supply acquisition plan tentatively approved by the Commission in Case No. 2003-00252.¹ On May 26, 2004, the Commission issued an Order establishing a limited procedural schedule, which included initial and supplemental data requests to ULH&P. The Order also indicated the schedule could be subject to modification or supplemented at a later date.
- 2. On July 7 and August 19, 2004 respectively, ULH&P filed responses to submitted data requests.

¹ See In the Matter of the Application of the Union Light, Heat and Power Company for a Certificate of Public Convenience to Acquire Certain Generation Resources and Related Property; for Approval of Certain Purchase Power Agreements; for Approval of Certain Accounting Treatment; and for Approval of Deviation from Requirements of KRS 278.2207 and 278.2213(6), Case No. 2003-00252, 2003 Ky. PUC LEXIS 1030, at p. 2 (December 5, 2003).

- 3. On September 3, 2004, the Commission issued an Order requesting the intervening parties to indicate what, if any, further procedural steps they believe to be necessary in this matter.
- 4. In response to the Commission's September 3, 2004 Order, ULH&P hereby requests that the Commission schedule an informal conference with the parties. Such a conference will allow ULH&P to inform the parties of the status of its supply acquisition proposal, and changes in its plans since the Commission's December 5, 2003 Order in Case No. 2003-00252. An informal conference will also enable the Kentucky Department of Energy to explore ULH&P's proposal further, since it was not a party to Case No. 2003-00252, and obtain answers to any questions they might have outstanding.
- 5. ULH&P further states that it does not believe that filing testimony or conducting a public hearing will be of any benefit to the Commission or the parties, since ULH&P's supply acquisition proposal, as described in its IRP, has been fully litigated in Case No. 2003-00252.

Wherefore, for the reasons stated herein, ULH&P requests that the Commission

schedule an informal conference with the intervening parties in this proceeding.

Dated at Cincinnati, Ohio, this 9th day of September, 2004.

THE UNION LIGHT, HEAT AND POWER COMPANY

John J. Finnigan, Senior Counsel

John J. Finhigan, Senior Counsel The Union Light, Heat and Power Company 139 East Fourth Street, 25 Atrium II Cincinnati, Ohio 45202 (513) 287-3601 Fax: (513) 287-3810

CERTIFICATE OF SERVICE

I hereby give notice that on this 9th day of September, 2004, I have filed an original and 10 true copies of the foregoing Request for an Informal Conference with the Kentucky Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky, 40601 and have served a copy of the foregoing Request for an Informal Conference on the parties by regular U.S. mail or overnight mail to the parties appearing below.

Michael J Paliedster / mak

ELIZABETH E. BLACKFORD ASSISTANT ATTORNEY GENERAL OFFICE OF RATE INTERVENTION 1024 CAPITAL CENTER DRIVE, SUITE 200 FRANKFORT, KY 40601

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