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September 4, 2007

VIA HAND DELIVERY

Hon. Beth O`Donnell Executive Director Public Service Commission 211 Sower Blvd. P. O. Box 615 Frankfort, KY 40601

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SEP 0 4 2007

PUBLIC SERVICE COMMISSION

Re: In the Matter of: Ballard Rural Telephone Cooperative Corporation, Inc. v. Jackson Purchase Energy Corporation, Case No. 2004-00036

Dear Ms. O'Donnell:

Enclosed for filing in the above-styled case is an original and ten copies of Ballard Rural Telephone Cooperative Corporation, Inc.'s Response to Motion for Extension of Time.

Thank you, and if you have any questions, please call me.

Very truly yours,

DINSMORE & SHOHL LLP

Holly C. Wallace

HCW/rk Enclosures cc: All Parties of Record John E. Selent, Esq.

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Louisville

COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

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In the Matter of:

BALLARD RURAL TELEPHONE COOPERATIVE CORPORATION, INC. Complainant

v.

JACKSON PURCHASE ENERGY CORPORATION

Defendant

RECEIVED SEP 0 4 2007 PUBLIC SERVICE COMMISSION

Case No. 2004-00036

BALLARD RURAL TELEPHONE COOPERATIVE CORPORATION, INC.'S RESPONSE TO MOTION FOR EXTENSION OF TIME

Ballard Rural Telephone Cooperative Corporation, Inc. ("Ballard Rural"), by counsel,

hereby responds to the motion for an extension of time filed by Jackson Purchase Energy

Corporation ("Jackson Purchase").

By order dated August 2, 2007, the Public Service Commission of the Commonwealth of

Kentucky (the "Commission") ordered Ballard Rural and Jackson Purchase to file revised cable

television attachment tariffs by Saturday, September 1, 2007. The order specifically provided as

follows:

The Commission also finds that the attachments made by these parties should be treated the same as those made by the parties' CATV customers and that the approved CATV methodology should be used by these parties to calculate the rate that each would charge the other for pole attachments.

Order, In the matter of: Ballard Rural Telephone Cooperative Corporation v. Jackson Purchase Energy Corporation, Case No. 2004-00036, pp. 9-10 (August 2, 2007). Pursuant to the order, the parties are required, simply, to revise their cable television attachment tariffs to reflect that the tariffs apply not only to cable television companies, but to other users as well. Moreover, given Jackson Purchase recently increased its cable television attachment tariff rates pursuant to the Commission's September 14, 2005 order in Case No. 2004-000319, *In the matter of: Application of Jackson Purchase Energy Corporation for Adjustment in Existing Cable Television Attachment Tariff*, there is no need for Jackson Purchase to recalculate its cable television attachment tariff rates. The Commission just approved a rate increase less than two years ago. Thus, it should be a simple matter for Jackson Purchase to revise its tariff; it simply needs to indicate that the tariff applies to operators of cable television, electric or telecommunications services.

Nonetheless, Jackson Purchase has moved for a sixty-day extension to file its revised tariff because "it needs additional time to compile the data necessary for completing the tariff." Ballard Rural is perplexed with regard to what information Jackson Purchase needs to compile. It is not necessary for Jackson Purchase to compile any data to file a tariff consistent with the Commission's order.

In summary, the Commission granted Ballard Rural and Jackson Purchase thirty days to file tariffs consistent with the Commission's August 2, 2007 order. Ballard Rural is prepared to file its revised cable television attachment tariff within the deadline established by the Commission, and is doing so today. Jackson Purchase has not explained why it needs an additional sixty days to comply with the Commission's order. Accordingly, the Commission should deny Jackson Purchase's motion for extension of time and order Jackson Purchase to comply with the Commission's August 2, 2007 order.

Respectfully submitted,

John E. Selent Holly C. Wallace **DINSMORE & SHOHL LLP** 1400 PNC Plaza 500 W. Jefferson Street Louisville, KY 40202 (502) 540-2300 (Office) (502) 585-2207 (Fax)

COUNSEL TO BALLARD RURAL TELEPHONE COOPERATIVE CORPORATION, INC.

CERTIFICATE OF SERVICE

It is hereby certified that a true and accurate copy of the foregoing was served via First Class United States Mail, postage prepaid, to the following individuals this $\frac{1}{2}$ day of September, 2007:

Melissa D. Yates W. David Denton Denton & Keuler, LLP 555 Jefferson Street P.O. Box 929 Paducah, KY 42002-0929 G. Kelly Nuckols President & CEO Jackson Purchase Energy Corporation 2900 Irvin Cobb Drive P.O. Box 4030 Paducah, KY 42002-4030

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