

O'CONNOR & HANNAN, L.L.P.
ATTORNEYS AT LAW

SUITE 500
1666 K STREET, N.W.
WASHINGTON, D.C. 20006-2803
(202) 887-1400
FAX (202) 466-2198

TYSONS CORNER
8300 BOONE BOULEVARD
SUITE 554
VIENNA, VIRGINIA 22182
(703) 714-8670
FAX (703) 848-4886

RECEIVED

MAY 13 2005

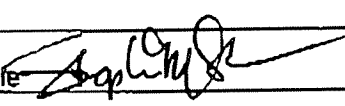
PUBLIC SERVICE
COMMISSION

FACSIMILE COVER PAGE

DATE: May 13, 2005

PLEASE DELIVER TO: Beth O'Donnell
Executive Director

FAX NUMBER: 502 564 3460

FROM: Stephen M. Soble 

CLIENT/MATTER NUMBER: 34203.001

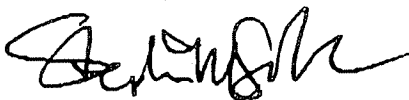
NUMBER OF PAGES: 6 (INCLUDING COVER PAGE)

Comments:

Please note the following pleading submitted in Case No. 2004-00423. Please record this as filed on this 13th day of May, 2005.

Thank you for your assistance

With kind regards,,



Stephen M. Soble

NOTICE OF CONFIDENTIALITY: The information contained in and transmitted with this facsimile may be 1) SUBJECT TO THE ATTORNEY-CLIENT PRIVILEGE; 2) ATTORNEY WORK PRODUCT; or 3) CONFIDENTIAL. It is intended only for the individual or entity designated above. You are hereby notified that any dissemination, distribution, copying, or use of or reliance upon the information contained in and transmitted with this facsimile by or to anyone other than the recipient designated above by the sender is unauthorized and strictly prohibited. If you have received this facsimile in error, please notify O'CONNOR & HANNAN by telephone (202) 778-2127 immediately. Any facsimile erroneously transmitted to you should be immediately returned to sender by U.S. Mail, or if authorization is granted by sender, destroyed.

O'CONNOR & HANNAN, L.L.P.
ATTORNEYS AT LAW

SUITE 500

1666 K STREET, N.W.
WASHINGTON, D.C. 20008-2803

(202) 887-1400

FAX (202) 466-2198

FAX (202) 466-3215

www.oconnorhannan.com

TYBONS CORNER
8300 BOONE BOULEVARD
5TH FLOOR
VIENNA, VIRGINIA 22182
17031 714-8670
FAX 17031 848-4886
H. GEORGE SCHWEITZER

* NOT AN ATTORNEY
** NOT A MEMBER OF THE D.C. BAR
*** NOT PRACTICING LAW IN THE U.S.

PATRICK J. O'CONNOR
JOE A. WALTERS
F. GORDON LEE
GEORGE J. MANNINA, JR.
THOMAS J. CORCORAN*
ROBERT M. ADLER
TIMOTHY W. JENKINS
KURT E. BLASSE
ROY C. COFFEY**
JAMES W. BYMINGTON
GARY C. ADLER
JOHN M. HIMMELBERG
J. CRAIG POTTER
ALBERT R. LINDEMANN, JR.
JED L. BABBIN
EMIL HIRSCH
FREDERICK T. DOMBO, III
PAUL L. KNIGHT
GERALD H. YAMADA
REED W. NEUMAN
CRAIG A. ROENIGS

ASSOCIATES
JAMES P. RYAN
CATHERINE M. BAUVAIN

INTERNATIONAL CONSULTANTS
EDNY RAZI***

LEGISLATIVE CONSULTANTS
ROBERT W. BARRIE* PRESIDENT IN FLORIDA
GEORGE J. HOCHBRUECKNER*
JAMES M. ENGLISH*
B. KEITH HEARD*

OF COUNSEL
CHARLES R. MCCARTHY, JR.
STEPHEN M. SOBLE
THOMAS J. SCHNEIDER (RETIRED)
DAVID R. MELINCOFF (RETIRED)

May 13, 2005

RECEIVED

MAY 13 2005

PUBLIC SERVICE
COMMISSION

Beth A. O'Donnell, Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, Kentucky 40602


Re: Case No. 2004-00423Filed by Fax, Original via Courier

Dear Ms. O'Donnell:

Please find enclosed the original and ten (10) copies of EnviroPower, LLC's Request for Correction in Commission Order of May 11, 2005 and Order for Publication.

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

Sincerely yours,



Stephen M. Soble

O'Connor & Hannan, LLP

Enclosure

CC: Mr. Charlie Lile
Mr. Bill Bosta
Mr. Richard Raff
Ms. Elizabeth Blackford
Mr. Michael Kurtz
Mr. Frederic Cowan

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

**APPLICATION OF EAST KENTUCKY POWER
COOPERATIVE, INC. FOR A CERTIFICATE
OF PUBLIC CONVENIENCE AND NECESSITY,
AND SITE COMPATABILITY CERTIFICATE
FOR THE CONSTRUCTION OF A 278 MW
(NOMINAL) CIRCULATING FLUIDIZED BED
COAL FIRED UNIT IN MASON COUNTY,
KENTUCKY**

CASE NO. 2004-00423

**REQUEST FOR CORRECTION IN COMMISSION ORDER OF MAY 11, 2005 AND
ORDER FOR PUBLICATION**

On May 11, 2005, the Commission issued an Order concerning the March 30, 2005 Petition of EnviroPower LLC to protect certain confidential information contained in sworn Direct Testimony and accompanying exhibits of Frank L. Rotondi, President and CEO of EnviroPower.

The May 11 Order refers to a petition filed on "March 3, 2005." Accordingly, the Order "grants confidential protection to the information designated as confidential by EnviroPower in its filing with the Commission on March 3, 2005.

1. The date of the sworn Direct Testimony filing of direct testimony with the Commission was actually March 30, 2005, and it was logged in as filed by the Commission on March 31, 2005, not March 3, 2005.

EnviroPower respectfully requests a correction of this error.

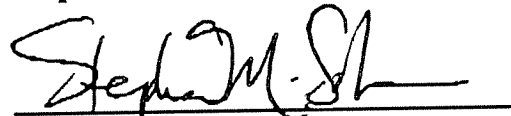
2. On March 31, 2005, EnviroPower filed one original and numerous redacted versions of the sworn, Direct Testimony of Frank L. Rotondi and accompanying documents with

the Commission. On April 7, 2005, the only submitted document which appeared on the Commission's website for public access to the record of the case, was the "Table of Contents for Submission by EnviroPower on March 30, 2005," dated-stamped as "original" on March 31, 2005.

In light of the Order of the Commission of May 11, 2005 regarding confidential treatment and the presumptive correction of a clerical error requested in the foregoing section of this Petition, EnviroPower respectfully requests that the entire redacted version of "The Submission by EnviroPower on March 30, 2005" be posted on the Commission's website for public review. It should be noted that in this same case, East Kentucky Power Cooperative, Inc. has made filings which have been 4 to 5 times larger in size than the documents submitted by EnviroPower. In addition, the EnviroPower' submission identified eight different documents, which were tabbed and indexed on the Table of Contents which could be scanned and posted individually, or collectively, in accordance with the administrative ease of the Commission staff. EnviroPower notes that its March 30, 2005 submission is included in the official record of the Commission for this case and is included in the Designation of Record in the case EnviroPower v. Public Service Commission, 05-CI-00553, pending in Franklin Circuit Court.

Wherefore, EnviroPower respectfully requests an Order or Instruction of the Commission to post only the Redacted Version of "The Submission by EnviroPower on March 30, 2005", in its entirety on the Commission website.

Respectfully submitted,




Stephen M. Soble
O'Connor & Hannan, LLP
1666 K Street, NW
Suite 500

Washington, DC 20006-2803

Tel: (202) 887-1420

Fax: (202) 466-3215

ssoble@oconnorhannan.com

Handwritten signature of Frederic J. Cowan in cursive script.

Frederic J. Cowan

Lynch, Cox, Gilman & Mahan, P.S.C.

400 West Market Street

Suite 2200

Louisville, Kentucky 40202

Tel: (502) 589-4215

Fax: (502) 589-4994

fcowan@lcgandm.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by mailing a true and correct copy, by regular U.S. mail (unless otherwise noted) to all parties on this 13th day of May, 2005.

Charles Lile, Esq.
East Kentucky Power Cooperative, Inc.
4775 Lexington Road
P.O. Box 707
Winchester, Kentucky 40392-0707

Mr. Bill Bosta, Manager of Pricing Process
East Kentucky Power Cooperative, Inc.
4775 Lexington Road
P.O. Box 707
Winchester, Kentucky 40392-0707

Elizabeth Blackford, Esq.
Office of Rate Intervention
1024 Capitol Center Drive
Frankfort, Kentucky 40601

Frederic J. Cowan
Lynch, Cox, Gilman & Mahan, P.S.C.
400 West Market Street
Suite 2200
Louisville, Kentucky 40202

Michael L. Kurtz
Boehm, Kurtz & Lowry
36 East 7th Street, Suite 1510
Cincinnati, Ohio 45202



Stephen M. Soble