

Commonwealth of Kentucky  
Before the Public Service Commission

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PUBLIC SERVICE  
COMMISSION

In the Matter of:

Application of CitiPower, LLC for Approval )  
Of Reorganization Proposal Consisting of )  
Transfer to Citi Energy, LLC )

Case No. 2004-00444

ATTORNEY GENERAL'S NOTICE  
REGARDING THE RECORD IN THIS CASE

The Attorney General gives notice that he does not request a public hearing in this proceeding. Further, he does not request an informal conference. While he reserves the right to fully participate in any further proceedings the Commission may order, he has no objection to submission of this matter based upon the current record.

Respectfully submitted,

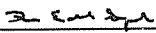
GREGORY D. STUMBO  
ATTORNEY GENERAL

*David Edward Spenard*

David Edward Spenard  
Assistant Attorney General  
1024 Capital Center Drive, Suite 200  
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*Certificate of Service and Filing*

Counsel certifies that an original and ten photocopies of the Attorney General's Notice Regarding the Record in this Case were served and filed by hand delivery to Beth O'Donnell, Executive Director, Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky 40601; furthermore, it was served by mailing a true and correct of the same, first class postage prepaid, to Robert L. Brown III, 1005 South Main Street, Suite 101, Corbin, Kentucky 40701 and David Hutchinson, CitiPower LLC, 2122 Enterprise Road, Greensboro, North Carolina 27408, all on this 21<sup>st</sup> day of March 2005.

  
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Assistant Attorney General