Ernie Fletcher Governor

LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection THE OF THE PARTY O

Commonwealth of Kentucky

Public Service Commission

211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

November 9, 2005

Honorable Elizabeth E. Blackford
Assistant Attorney General
Office of the Attorney General Utility & Rate Intervention Division
1024 Capital Center Drive
Suite 200
Frankfort, KY 40601-8204

## **CERTIFICATE OF SERVICE**

RE: Case No. 2004-00507 Kentucky Utilities Company / Louisville Gas and Electric Company

I, Beth O'Donnell, Executive Director of the Public Service Commission, hereby certify that the enclosed attested copy of the Commission's Order in the above case was served upon the addressee by U.S. Mail on November 9, 2005.

Executive Director

Mark David Goss

Chairman

Teresa J. Hill

Vice Chairman

**Gregory Coker** 

Commissioner

BOD/jc Enclosure



Honorable Elizabeth E. Blackford Assistant Attorney General Office of the Attorney General Utility & Rate Intervention Division 1024 Capital Center Drive Suite 200 Frankfort, KY 40601-8204

Honorable J. Gregory Cornett Attorney at Law Ogden, Newell & Welch, PLLC 1700 PNC Plaza 500 West Jefferson Street Louisville, KY 40202-2874

Douglas L. Jeavons Managing Director BBC Research & Consulting 3773 Cherry Creek North Drive Suite 850 Denver, CO 80209-0448

Irv Maze
Jefferson County Attorney
Jefferson County Attorney
Hall of Justice, Second Floor
600 West Jefferson Street
Louisville, KY 40202

Kent W. Blake Director State Regulations and Rates Louisville Gas and Electric Company 220 W. Main Street P. O. Box 32010 Louisville, KY 40232-2010

Troy A. Fodor, P.C. 913 South Sixth Street Springfield, IL 62703

Honorable Michael L. Kurtz Attorney at Law Boehm, Kurtz & Lowry 36 East Seventh Street Suite 1510 Cincinnati, OH 45202

Honorable Don Meade Attorney at Law Priddy, Isenberg, Miller & Meade 800 Republic Bldg. 429 W. Muhammad Ali Blvd. Louisville, KY 40202 Honorable Elizabeth L. Cocanougher Senior Corporate Attorney Louisville Gas and Electric Company 220 W. Main Street P. O. Box 32010 Louisville, KY 40232-2010

Honorable John N. Hughes Attorney at Law 124 West Todd Street Frankfort, KY 40601

Daniel A. Lane Vice President and Managing Counsel Indiana Municipal Power Agency 11610 North College Avenue Carmel, IN 46032

Honorable Robert M. Watt, III Attorney At Law Stoll, Keenon & Park, LLP 300 West Vine Street Suite 2100 Lexington, KY 40507-1801

## COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

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)	CASE NO. 2004-00507
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## ORDER

On November 2, 2005, Louisville Gas and Electric Company ("LG&E") and Kentucky Utilities Company ("KU") (collectively "the Companies") filed a motion asking the Commission to amend the November 1, 2005 Order, *nunc pro tunc*, to include a finding that the Companies demonstrated that a Site Compatibility Certificate ("SCC") should be awarded. The Companies note that the lack of reference to the SCC in the November 1, 2005 Order appears to be inadvertent, and the Companies request that the SCC be addressed by an amendment to the November 1, 2005 Order.

The Companies requested the SCC in their joint application and filed a Site Assessment Report, as required by KRS 278.216, in support of their request for the SCC. The Commission contracted with BBC Research & Consulting ("BBC") to review the SCC application. BBC issued its report on April 11, 2005 ("BBC Report"), concluding that the proposed plant was compatible with the site. No party contested the Companies' application for the SCC.

Based upon the evidence and being sufficiently advised, the Commission finds that the lack of reference to the SCC was inadvertent. Further, the Commission finds that the Companies have satisfied the requirements of KRS 278.216. Therefore, the Commission concludes that the application for the SCC should be granted.

IT IS THEREFORE ORDERED that the Companies are granted an SCC to construct a 750 MW super-critical pulverized coal base load unit at LG&E's Trimble County Generating Station in Trimble County, Kentucky.

Done at Frankfort, Kentucky, this 9th day of November, 2005.

By the Commission

ATTEST

Executive Director