



Ernie Fletcher
Governor

Mark David Goss
Chairman

Teresa J. Hill, Secretary
Environmental and Public
Protection Cabinet

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

John W. Clay
Commissioner

Christopher L. Lilly
Commissioner
Department of Public Protection

November 30, 2006

Honorable Bruce F. Clark
Attorney at Law
Stites & Harbison
421 West Main Street
P. O. Box 634
Frankfort, KY 40602-0634

RE: Case No. 2005-00184

Please see enclosed data request from Commission Staff in the above case.

If you need further assistance, please contact my staff at (502) 564-3940.

Sincerely,

A handwritten signature in black ink, appearing to read "Beth O'Donnell".

Beth O'Donnell
Executive Director

BOD/jc
Enclosure



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Ralph E. Dennis
Director, Regulatory Affairs
Constellation NewEnergy-Gas Division
9960 Corporate Campus Drive
Suite 2000
Louisville, KY 40223

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Frederick D. Ochsenhirt
Counsel for Constellation
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Honorable Stephen B. Seiple
Attorney at Law
Columbia Gas of Kentucky, Inc.
200 Civic Center Drive
P.O. Box 117
Columbus, OH 43216-0117

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Columbia Gas of Kentucky, Inc.
200 Civic Center Drive
P. O. Box 117
Columbus, OH 43216-0117

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

CONSTELLATION NEW-ENERGY-GAS DIVISION, LLC)	
)	
COMPLAINANT)	
)	
VS.)	CASE NO.
)	2005-00184
COLUMBIA GAS OF KENTUCKY, INC.)	
)	
DEFENDANT)	

FIRST DATA REQUEST OF COMMISSION STAFF
TO CONSTELLATION NEW-ENERGY-GAS DIVISION, LLC

Constellation New-Energy-Gas Division, LLC, pursuant to 807 KAR 5:001, is requested to file with the Commission the original and 8 copies of the following information, with a copy to all parties of record. The information requested herein is due within 10 days of the date of this request. When a number of sheets are required for an item, each sheet should be appropriately indexed, for example, Item 1(a), Sheet 2 of 6. Include with each response the name of the witness who will be responsible for responding to questions relating to the information provided. Careful attention should be given to copied material to ensure that it is legible. Where information requested herein has been provided, in the format requested herein, reference may be made to the specific location of said information in responding to this information request.

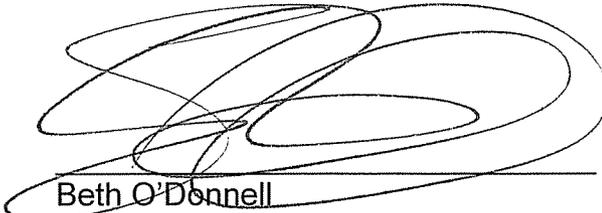
1. Refer to Paragraph 1 of the Stipulation and Recommendation. State whether the language of Columbia's Delivery Service Rate tariff was, as written, ambiguous and unreasonable. Explain the response.

2. Refer to Paragraph 2 of the Stipulation and Recommendation. Explain why the refund agreed to by the parties does not violate KRS 278.160 and KRS 278.170.

a. Explain how the refund amount was determined.

b. Explain how the parties determined the amount of refund that would be applied to each customer.

c. Explain how the refund amount will be applied to the customers and provide an example.

A large, stylized handwritten signature in black ink, consisting of several overlapping loops and curves, positioned above a horizontal line.

Beth O'Donnell
Executive Director
Public Service Commission
P. O. Box 615
Frankfort, Kentucky 40602

DATED November 30, 2006

cc: All Parties

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

CONSTELLATION NEW-ENERGY-GAS DIVISION, LLC)	
)	
COMPLAINANT)	
)	
VS.)	CASE NO.
)	2005-00184
COLUMBIA GAS OF KENTUCKY, INC.)	
)	
DEFENDANT)	

FIRST DATA REQUEST OF COMMISSION STAFF
TO COLUMBIA GAS OF KENTUCKY, INC.

Columbia Gas of Kentucky, Inc. ("Columbia"), pursuant to 807 KAR 5:001, is requested to file with the Commission the original and 8 copies of the following information, with a copy to all parties of record. The information requested herein is due within 10 days of the date of this request. When a number of sheets are required for an item, each sheet should be appropriately indexed, for example, Item 1(a), Sheet 2 of 6. Include with each response the name of the witness who will be responsible for responding to questions relating to the information provided. Careful attention should be given to copied material to ensure that it is legible. Where information requested herein has been provided, in the format requested herein, reference may be made to the specific location of said information in responding to this information request.

1. Refer to Paragraph 1 of the Stipulation and Recommendation. State whether the language of Columbia's Delivery Service Rate tariff was, as written, ambiguous and unreasonable. Explain the response.

2. State how many customers make customer-owned gas deliveries into Columbia's system pursuant to Columbia's Delivery Service Rate Tariff.

3. State whether the Constellation New-Energy-Gas Division, LLC ("CNEG") customers that are the subject of this proceeding are the only Columbia customers that received Delivery Interruption Notices during November of 2004.

4. If other customers received Delivery Interruption Notices, state whether Columbia assessed a penalty against any of these other customers.

a. If no penalty was assessed against these other customers, explain why no penalty was assessed.

b. If a penalty was assessed against other customers, state whether any of these other customers have received a refund.

(1) If yes, state the number of customers that received a refund and explain the circumstances of the refund.

(2) If no, explain why it is reasonable under paragraph 2 of the Stipulation and Recommendation to make a refund of a portion of the penalty amounts only to the CNEG customers.

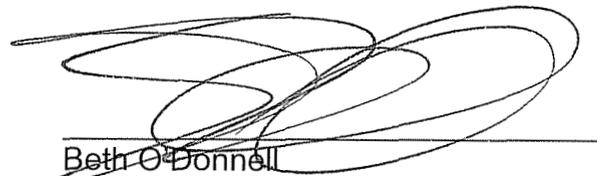
5. Refer to Paragraph 2 of the Stipulation and Recommendation. Explain why the refund agreed to by the parties does not violate KRS 278.160 and KRS 278.170.

a. Explain how the refund amount was determined.

b. Explain how the parties determined the amount of refund that would be applied to each customer.

c. Explain how the refund amount will be applied to the customers and provide an example.

6. Refer to Footnote 1 of the Stipulation and Recommendation. Explain why one customer has already received a \$75 refund.



Beth O'Donnell
Executive Director
Public Service Commission
P. O. Box 615
Frankfort, Kentucky 40602

DATED November 30, 2006

cc: All Parties