

LAW OFFICES

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March 30, 2006

Ms. Beth O'Donnell  
Executive Director  
Public Service Commission  
211 Sower Boulevard  
Frankfort, KY 40601

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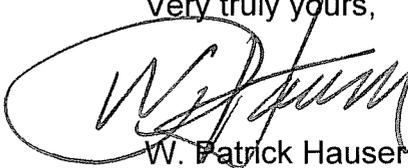
PUBLIC SERVICE  
COMMISSION

RE: Cumberland Valley Electric, Inc.  
Case No. 2005-00187

Dear Ms. O'Donnell:

Enclosed are an original and six copies of the Petitioner's Response to the Attorney General's Request for Issuance to Subpoenas to Testify at Hearing.

Very truly yours,



W. Patrick Hauser

WPH/sb

Enclosures

cc: Hon. Dennis G. Howard, II

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE  
COMMISSION

In the Matter of:

ADJUSTMENT OF RATES            )  
OF CUMBERLAND VALLEY        )  
ELECTRIC, INC.                    )     CASE NO. 2005-00187

**PETITIONER'S RESPONSE TO THE ATTORNEY GENERAL'S  
REQUEST FOR ISSUANCE OF SUBPOENAS TO TESTIFY AT HEARING**

\* \* \* \* \*

Cumberland Valley Electric, Inc., (CVE) respectfully objects to the Attorney General's Request for Issuance of Subpoenas to Testify at Hearing as follows:

With respect to the request for the issuance of subpoenas for Mr. Joe Carroll and Mr. Robbie Tolliver, CVE states that extensive testimony of these two witnesses was taken by the Attorney General on December 19, 2005 and that said testimony is of record in this matter. Further, it appears, after review of the said testimony, that little or none would be relevant under the guidelines set forth in the Commissioner's Order of March 14, 2006. To allow such testimony would appear to violate the letter, spirit and scope of the Commissioner's Order scheduling the hearing of this matter.

As to the requested subpoenas for Ms. Drucilla Foley and Ms. Teresa Williams, it is the belief of CVE that neither of these employees (Ms. Foley is now a former employee) would have knowledge "... issues that are relevant to the rates being established herein." (Order of the Kentucky Public Service Commission, March 14, 2006, p. 2).

Respectfully submitted,



**W. PATRICK HAUSER**  
P. O. Box 1900  
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(606) 546-3811  
**ATTORNEY FOR PETITIONER,  
CUMBERLAND VALLEY ELECTRIC, INC.**

**CERTIFICATE OF SERVICE**

Counsel certifies that an original and six photocopies of the Petitioner's Response to the Attorney General's Request for Issuance to Subpoenas to Testify at Hearing was served by mailing a true and correct copies of the same, first class postage prepaid 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 copy of the same, first class postage prepaid, to Hon. Dennis G. Howard, II, Hon. Elizabeth E. Blackford, Hon. Lawrence W. Cook, Assistant Attorneys General, 1024 Capital Center Drive, Suite 200, Frankfort, Kentucky 40601-8204, all on this 30<sup>th</sup> day of March, 2006.



**W. PATRICK HAUSER**  
**ATTORNEY AT LAW**