

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE
COMMISSION

In the Matter of:

THE PLAN OF KENTUCKY)	
UTILITIES COMPANY FOR THE)	CASE NO. 2005-00351
VALUE DELIVERY SURCREDIT)	
MECHANISM)	

AMENDED APPLICATION OF KENTUCKY UTILITIES COMPANY

Applicant, Kentucky Utilities Company ("KU"), pursuant to Chapter 278 of the Kentucky Revised Statutes and Kentucky Public Service Commission ("Commission") Order and Settlement Agreement in Case No. 2001-00169¹, hereby applies to the Commission for authority to withdraw from service its Value Delivery Surcredit Rider tariff for electric service following the expiration of the sixty month period ending March 31, 2006, subject to any final balancing adjustment.

In support of its Application, KU states as follows:

1. The full name and mailing address of the Applicant is: Kentucky Utilities Company c/o Louisville Gas and Electric Company, Post Office Box 32010, 220 West Main Street, Louisville, Kentucky 40232. KU is a Kentucky corporation authorized to do business in the Commonwealth of Kentucky.

¹ In the Matter of: The Annual Earnings Sharing Mechanism Filing of Louisville Gas And Electric Company, Case No. 2001-00054 and The Annual Earnings Sharing Mechanism Filing of Kentucky Utilities Company, Case No. 2001-00055 and Application of Kentucky Utilities Company for an Order Approving Revised Depreciation Rates, Case No. 2001-00140 and Application of Louisville Gas and Electric Company for an Order Approving Revised Depreciation Rates, Case No. 2001-00141 and Joint Application of Louisville Gas and Electric Company and Kentucky Utilities Company for an Order Approving Proposed Deferred Debits and Declaring the Amortization of the Deferred Debits to be included in Earnings Sharing Mechanism Calculations, Case No. 2001-00169, Order (December 3, 2001).

2. KU is a utility engaged in the electric business. KU generates and purchases electricity, and distributes and sells electricity at retail in the following counties in Central, Northern, Southeastern and Western Kentucky:

Adair	Edmonson	Jessamine	Ohio
Anderson	Estill	Knox	Oldham
Ballard	Fayette	Larue	Owen
Barren	Fleming	Laurel	Pendleton
Bath	Franklin	Lee	Pulaski
Bell	Fulton	Lincoln	Robertson
Bourbon	Gallatin	Livingston	Rockcastle
Boyle	Garrard	Lyon	Rowan
Bracken	Grant	Madison	Russell
Bullitt	Grayson	Marion	Scott
Caldwell	Green	Mason	Shelby
Campbell	Hardin	McCracken	Spencer
Carlisle	Harlan	McCreary	Taylor
Carroll	Harrison	McLean	Trimble
Casey	Hart	Mercer	Union
Christian	Henderson	Montgomery	Washington
Clark	Henry	Muhlenberg	Webster
Clay	Hickman	Nelson	Whitley
Crittenden	Hopkins	Nicholas	Woodford
Daviess			

3. A certified copy of KU's Articles of Incorporation are on file with the Commission in Case No. 2005-00471, *In the Matter of: Application of Louisville Gas and Electric Company and Kentucky Utilities Company for Authority to Transfer Functional Control of their Transmission System*, filed on November 18, 2005.

4. Copies of all orders, pleadings and other communications related to this proceeding should be directed to:

Kent W. Blake
Director, State Regulation and Rates
LG&E Energy LLC
220 West Main Street
Louisville, Kentucky 40202

Elizabeth L. Cocanougher
Senior Corporate Attorney
LG&E Energy LLC
220 West Main Street
Louisville, Kentucky 40202

Kendrick R. Riggs
Ogden Newell & Welch PLLC
1700 PNC Plaza
500 West Jefferson Street
Louisville, Kentucky 40202

Value Delivery Team Initiative

5. In connection with their Value Delivery Team (“VDT”) initiative, including the 2001 Workforce Separation Program (“Workforce Separation”), on June 1, 2001, KU and Louisville Gas and Electric Company (“LG&E”) filed a joint Application with the Commission requesting an order approving certain accounting debits and declaring the amortization of the deferred debits to be included in the calculation of the existing Earnings Sharing Mechanism. In February 2001, KU recorded an estimated Workforce Reduction expense of \$63,787,914 for the total company operations with \$56,267,319 allocated to Kentucky retail operations. In the joint application KU proposed this expense entry would be reversed and the estimated amounts capitalized and recorded as a deferred debit.

2001 Settlement Agreement

6. The representatives of consumer interests, including the Attorney General, met with the Commission Staff, LG&E and KU at the Commission’s office during the fall of 2001 and reached a unanimous Settlement Agreement (“2001 Settlement Agreement”). Under the terms of the 2001 Settlement Agreement, KU recorded an estimated deferred debit of \$56,300,000. These amounts were to be amortized over a sixty month period, beginning April 1, 2001 and terminating on March 31, 2006, in equal monthly amounts, except as adjusted for certain timing differences allocated during the nine months ending December 31,

2001. In the 2001 Settlement Agreement, the parties agreed to use a surcredit mechanism designated as the “Value Delivery Surcredit.” Under the Value Delivery Surcredit mechanism, the estimated savings from the Value Delivery Team initiative were netted against the monthly amortization of the deferred debits. The resulting net savings were then to be shared 40 percent to ratepayers and 60 percent to the shareholder. The 2001 Settlement Agreement further expressly provided that “[t]he surcredit mechanisms will terminate and be withdrawn from service following the expiration of the sixty month period ending March 31, 2006, subject to any final balancing adjustment.” The Commission approved the 2001 Settlement Agreement in its Order dated December 3, 2001 in Case No. 2001-00169.

The Plan

7. In Case No. 2003-00434,² the Commission’s June 30, 2004 Order approved the Partial Settlement Agreement, Stipulation and Recommendation. Under Section 3.5 of the Partial Settlement Agreement, Stipulation and Recommendation, KU is required to file a “plan for the future ratemaking treatment of the VDT surcredits, the shareholder savings, the amortization of VDT costs and all other VDT-related issues” (“the Plan”).

8. This Application and supporting testimony constitutes KU’s Plan under Section 3.5 of the Partial Settlement Agreement, Stipulation and Recommendation. Effective for electric service rendered on and after April 1, 2006, the Value Delivery Surcredit will be allowed to expire subject to the final balancing adjustment to be billed in May 2006.

9. KU supports its request for authority to withdraw the Value Delivery Surcredit Rider tariff with the testimony of:

² In the Matter of: An Adjustment of the Electric Rates, Terms and Conditions of Kentucky Utilities Company, Case No. 2003-00433, Order (June 30, 2004).

- Kent W. Blake, State Regulation and Rates for LG&E Energy Services Inc. – Mr. Blake will present KU’s Plan for withdrawal of the Value Delivery Surcredit effective April 1, 2006. Mr. Blake’s testimony will also present the supporting analysis which demonstrates why KU’s Plan is reasonable and should be approved. In addition, his testimony will support certain pro forma adjustments to the Company’s operating income for the twelve months ended June 30, 2005, demonstrate that those adjustments are known, measurable and reasonable, and affirm certain reference schedules supporting the Company’s Plan.
- Valerie L. Scott, Controller – Ms. Scott will support certain pro forma adjustments to the Company’s operating income for the twelve months ended June 30, 2005, demonstrate that those adjustments are known, measurable and reasonable, and affirm certain reference schedules supporting the Company’s Plan; and
- S. Bradford Rives, Chief Financial Officer – Mr. Rives will describe the financial and operating condition of the Company and discuss the Company’s capital structure and adjustments to the capital structure.

10. This Application constitutes notice to the Commission of the proposed termination and withdrawal from service of KU’s Value Delivery Surcredit Rider tariff for electric service by the expiration of the sixty month period ending March 31, 2006. Pursuant to the Value Delivery Surcredit Rider, the final balancing adjustment will be applied to customer billings in the second month following the fifth distribution year. The final balancing adjustment shall be performed no later than May 2006. The Value Delivery

Surcredit Rider tariff, presented in Exhibit 1 to this Application for reference, shall be withdrawn from service as of June 1, 2006.

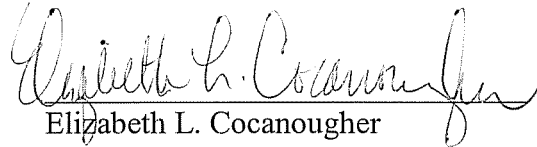
11. Based on the twelve month period ending June 30, 2005, KU's earned return on electric operations, adjusted for accepted ratemaking adjustments and other known and measurable changes is 8.49 percent. In KU's most recent rate case, Case No. 2003-00434, the Commission issued an order on June 30, 2004 authorizing a required return on equity for KU within a range of 10.00 to 11.00 percent with a midpoint of 10.50 percent. More recently, in connection with KU's 2004 Environmental Cost Recovery ("ECR") application, Case No. 2004-00426, the Commission issued an order on June 20, 2005, concluding that "a range of 10.0 to 11.0 percent, with a midpoint of 10.5 percent, continues to be a reasonable ROE for KU." Thus, KU's electric operation has a revenue deficiency clearly below the authorized range of return on equity before the Value Delivery Surcredit expires.

12. Expiration of the Value Delivery Surcredit does not cause the Company's financial returns to exceed the authorized range of return approved by the Commission. Moreover, the Company expects to sustain further attrition in earnings from significant capital investments in the Company's infrastructure until its next base rate case. Rate stability and continuity support allowing the Value Delivery Surcredit to expire according to the terms of the 2001 Settlement Agreement. If the Plan is approved, the Commission will, of course, retain the authority to monitor the Company's financial performance and take any actions necessary in the future should economic circumstances and the Company's financial performance dictate such action.

WHEREFORE, Kentucky Utilities Company respectfully requests the Kentucky Public Service Commission to enter an order:

1. Approving the termination and withdrawal from service of its Value Delivery Surcredit Rider tariff for service as proposed herein; and
2. Granting all other relief to which Kentucky Utilities Company may be entitled.

Respectfully submitted,



Elizabeth L. Cocanougher
Senior Corporate Attorney
LG&E Energy LLC
220 West Main Street
Louisville, Kentucky 40202
Telephone: (502) 627-4850

Kendrick R. Riggs
Ogden Newell & Welch PLLC
1700 PNC Plaza
500 West Jefferson Street
Louisville, Kentucky 40202
Telephone: (502) 582-1601

Counsel for Kentucky Utilities Company

Amended Application Tendered

November 23, 2005


CERTIFICATE OF SERVICE

The undersigned hereby certifies that an original and ten copies of this Amended Application was hand delivered on the 23rd day of November 2005 to Elizabeth O'Donnell, Executive Director, Kentucky Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky 40601, and that a copy of this Amended Application was mailed to:

Elizabeth E. Blackford
Assistant Attorney General
Office of Rate Intervention
1024 Capital Center Drive
Frankfort, Kentucky 40601

David F. Boehm, Esq.
Boehm, Kurtz & Lowry
36 East Seventh Street, Suite 1510
Cincinnati, Ohio 45202

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



Counsel for Kentucky Utilities Company