COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

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In the Matter of:

THE ANNUAL COST RECOVERY FILING FOR DEMAND SIDE MANAGEMENT BY THE UNION LIGHT, HEAT AND POWER COMPANY

Case No. 2005-00402

RECEIVED

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ATTORNEY GENERAL'S MOTION TO INTERVENE

PUBLIC SERVICE COMMISSION

Comes now the Attorney General of the Commonwealth of Kentucky, by and through his Office of Rate Intervention, pursuant to KRS 367.150(8), and moves to intervene in the above-styled proceeding. The Attorney General requests that he be permitted to intervene as a party to the fullest extent permitted by law in order to execute his statutory duties pursuant to KRS 367.150(8).

Respectfully submitted,

GREGORY D. STUMBO ATTORNEY GENERAL

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DENNIS HOWARD, II LAWRENCE W. COOK ASSISTANT ATTORNEYS GENERAL 1024 CAPITAL CENTER DRIVE, SUITE 200 FRANKFORT KY 40601-8204 (502) 696-5453 FAX: (502) 573-8315

Certificate of Service and Filing

Counsel certifies that an original and ten photocopies of this Motion to Intervene 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:

Richard G. Raff Public Service Commission P.O. Box 615 Frankfort, Kentucky 40602-0615 COUNSEL FOR PUBLIC SERVICE COMMISSION

Florence W. Tandy Northern Kentucky Community Action Commission P.O. Box 193 Covington, Kentucky 41012 EXECUTIVE DIRECTOR FOR NKCAC

Carl J. Melcher Northern Kentucky Legal Aid 302 Greenup Street Covington, Kentucky 41011 COUNSEL FOR NORTHERN KENTUCKY LEGAL AD

John J. Finnegan, Jr. Senior Counsel Cinergy Services, Inc. P.O. Box 960 Cincinnati, OH 45201-0960

This 64 day of December, 2005.

ÁÁWRENCE W. COOK ASSISTANT ATTORNEY GENERAL