Ernie Fletcher Governor

Teresa J. Hill, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection

Daniel W. Brewer President And Ceo Blue Grass Energy Cooperative Corp. P. O. Box 990 1201 Lexington Road Nicholasville, KY 40340-0990



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 22, 2006

Mark David Goss Chairman

> John W. Clay Commissioner

# CERTIFICATE OF SERVICE

RE: Case No. 2006-00491 Blue Grass Energy Cooperative Corp.

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 22, 2006.

**Executive Director** 

BOD/sh Enclosure

KentuckyUnbridledSpirit.com



Ernie Fletcher Governor

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Ralph K. Combs Attorney at Law 100 United Drive, Suite 4B Versailles, KY 40383



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# COMMONWEALTH OF KENTUCKY

# BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF BLUE GRASS ENERGY COOPERATIVE CORPORATION FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY FOR AN ELECTRIC FRANCHISE IN THE CITY OF HARRODSBURG, KENTUCKY

CASE NO. 2006-00491

# <u>order</u>

On November 15, 2006, Blue Grass Energy Cooperative Corporation ("Blue Grass Energy") filed with the Commission its application seeking a Certificate of Convenience and Necessity to qualify it to bid on a franchise for electric service offered by the city of Harrodsburg, Kentucky. Under the provisions of KRS 278.020(4), no utility may apply for a franchise from any governmental agency until it has obtained a Certificate of Convenience and Necessity from this Commission based on our finding that there is a need and demand for the service sought to be rendered.

In light of the ordinance of the city of Harrodsburg creating an electric distribution franchise, the Commission determines that there is evidence of a need and demand for electric service in the above-mentioned city. Since the Commission's authority in such matters is limited by statute to finding only whether there is a need and demand for the service sought to be rendered, no finding or determination is made as to the qualifications of the bidder, the validity of any of the provisions of the franchises offered by said city, or the manner in which any franchise fee is to be treated for rate purposes. IT IS THEREFORE ORDERED that:

1. Blue Grass Energy is granted a Certificate of Convenience and Necessity that authorizes it to bid on a franchise for electric service offered by the above-mentioned city.

Blue Grass Energy, if it becomes the successful bidder, shall file with this 2. Commission two copies of the franchise agreement.

3. This Order shall not be construed as granting a Certificate of Convenience and Necessity to construct utility facilities in said city.

Done at Frankfort, Kentucky, this 22nd day of November, 2006.

By the Commission

ATTEST:

Robert A. Amato for the Executive Director

Case No. 2006-00491