

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE
COMMISSION

In The Matter Of:)
)
THE ANNUAL COST RECOVERY FILING) CASE No. 2007-00369
FOR DEMAND SIDE MANAGEMENT BY)
DUKE ENERGY KENTUCKY, INC)

**AGREED ENTRY OF DUKE ENERGY KENTUCKY, INC., AND THE KENTUCKY
OFFICE OF THE ATTORNEY GENERAL
TO BIFURCATE DUKE ENERGY KENTUCKY'S REQUEST TO REINSTITUTE ITS
HEA PROGRAM AS PART OF ITS DSM APPLICATION**

By agreement, Duke Energy Kentucky, Inc., ("DE-Kentucky") and the Kentucky Office of the Attorney General ("Attorney General") collectively the ("Parties") respectfully request that the Kentucky Public Service Commission ("Commission") bifurcate the above-styled proceeding such that the Commission create a new and separate docket for DE-Kentucky's recently filed request to re-institute the HEA program.¹ In support of this Entry, DE-Kentucky and the Attorney General state as follows:

1. On February 11, 2008, DE-Kentucky filed its Motion to Amend DSM Applications to Include Home Energy Assistance Program ("Motion to Amend").² As stated in the Motion to Amend, the new HEA program is in the same structure as the original HEA pilot program approved by the Commission in Case No 2005-00402.³

2. After discussions with the Attorney General, DE-Kentucky has agreed that the request to reinstitute its HEA program should be addressed in a separate case.

¹ *In the Matter of: The Annual Cost Recovery Filing for Demand Side Management by Duke Energy Kentucky., Case No., 2007-00369(Motion to Amend) (February 11, 2008).*

² *Id.*

³ *In the Matter of: The Annual Cost Recovery Filing for Demand Side Management by the Union Light, Heat &*

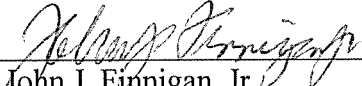
3. Accordingly, the Parties now jointly request the Commission bifurcate this issue from its consideration of the remainder of DE-Kentucky's DSM application and create a new docket to consider the re-institution of the HEA program.

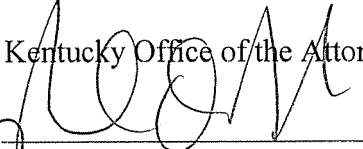
4. The Parties submit that good cause exists for the Commission to decide this issue as soon as practicable in order to make the HEA program available to customers who can benefit from these energy efficiency options, at similar participation levels approved by the Commission in Case No. 2005-00402.

WHEREFORE, DE-Kentucky and the Attorney General respectfully request that the Commission approve this Joint Entry for bifurcation requested herein.

Have seen and agreed:

Duke Energy Kentucky, Inc.,

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CERTIFICATE OF SERVICE

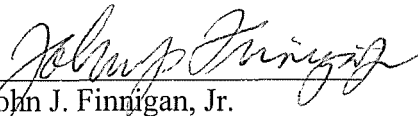
I hereby certify that a copy of the foregoing filing was served on the following via ordinary United States mail, postage prepaid, this 29th day of February, 2008:

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