

**CRAWFORD & BAXTER, P.S.C.**

ATTORNEYS AT LAW

523 Highland Avenue  
P.O. Box 353  
Carrollton, Kentucky 41008

James M. Crawford  
Ruth H. Baxter  
Alecia Gamm Hubbard

Phone: (502) 732-6688  
1-800-442-8680  
Fax: (502) 732-6920  
Email: CBJ523@AOL.COM

March 31, 2009

HAND-DELIVERED

Mr. Jeff Derouen, Executive Director  
Public Service Commission  
211 Sower Boulevard  
Frankfort, Kentucky 40602

RECEIVED

MAR 31 2009

PUBLIC SERVICE  
COMMISSION

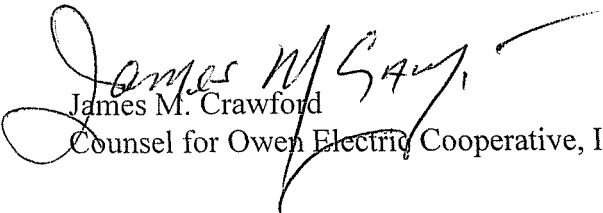
RE: **Case No. 2008-00128**

Dear Mr. Derouen:

Pursuant to Commission Order in Case No. 2008-00128 dated August 20, 2008, attached for filing is an original and six copies of updates to Owen Electric Cooperative, Inc.'s, Tariff for Qualified Cogeneration and Small Power Production Facilities.

Respectfully yours,

CRAWFORD & BAXTER, P.S.C.


  
James M. Crawford  
Counsel for Owen Electric Cooperative, Inc.

JMC//mns

Enclosures



**OWEN Electric**

A Touchstone Energy Cooperative 

March 31, 2009

HAND DELIVERED

Mr. Jeff Derouen  
Executive Director  
Kentucky Public Service Commission  
211 Sower Boulevard, P.O. Box 615  
Frankfort, Kentucky 40602-0615

Dear Mr. Derouen:

Re: PSC Case No. 2008-00128

Pursuant to the Commission's final Order in Case No. 2008-00128, dated August 20, 2008, enclosed herewith is an original and six (6) copies of Owen Electric Cooperative's tariff for Qualified Cogeneration and Small Power Production Facilities.

Please return a stamped copy of this tariff to my attention.

If you have any questions about this filing, please feel free to contact me.

Very truly yours,  
OWEN ELECTRIC COOPERATIVE, INC.



Mark A. Stallons  
President & CEO

Enclosures

MA/slc

FOR Entire Territory Served  
Community, Town or City

P.S.C. KY. NO. 6

**2nd Revised** SHEET NO. 40A

CANCELLING P.S.C. KY. NO. 6

**1st Revised** SHEET NO. 40A

**Owen Electric Cooperative, Inc.**

(Name of Utility)

CLASSIFICATION OF SERVICE

**COGENERATION AND SMALL POWER PRODUCTION  
POWER PURCHASE RATE SCHEDULE  
LESS THAN 100 kW (Page 1 of 3)**

**AVAILABILITY**

Available only to qualified cogeneration or small power production facilities with a design capacity of less than 100 kW which have executed a contract with Owen Electric Cooperative, Inc. and East Kentucky Power Cooperative, Inc. ("EKPC") for the purchase of electric power by EKPC.

**RATES**

1. Capacity

a. \$50.36 per kW per year is applicable if cogenerator or small power producer is dispatched by EKPC. (I)

b. \$0.005851 per kWh is applicable if cogenerator or small power producer is not dispatched by EKPC. (R)


2. Energy – A base payment per kWh is listed below for a time-differentiated basis or a non-time differentiated basis for the specified years.

a. Time Differentiated Rates:

Year	Winter		Summer		
	On-Peak	Off-Peak	On-Peak	Off-Peak	
2009	\$0.06185	\$0.04866	\$0.05010	\$0.02755	(I)
2010	\$0.06360	\$0.04895	\$0.05801	\$0.03125	(I)
2011	\$0.06471	\$0.05037	\$0.06050	\$0.03358	(I)
2012	\$0.07310	\$0.05610	\$0.06526	\$0.03541	(I)
2013	\$0.06613	\$0.04911	\$0.07532	\$0.04113	(I)

DATE OF ISSUE March 31, 2009  
Month / Date / Year

DATE EFFECTIVE June 1, 2009  
Month / Date / Year

ISSUED BY   
(Signature of Officer)

TITLE President/CEO

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION  
IN CASE NO. 2008-00128 DATED August 20, 2008

FOR Entire Territory Served  
Community, Town or City

P.S.C. KY. NO. 6

**2nd Revised** SHEET NO. 40B

CANCELLING P.S.C. KY. NO. 6

**1st Revised** SHEET NO. 40B

**Owen Electric Cooperative, Inc.**

(Name of Utility)

**CLASSIFICATION OF SERVICE**

**COGENERATION AND SMALL POWER PRODUCTION  
POWER PURCHASE RATE SCHEDULE  
LESS THAN 100 kW (continued - Page 2 of 3)**

b. Non-Time Differentiated Rates:

Year	2009	2010	2011	2012	2013
Rate	\$0.04876	\$0.05186	\$0.05361	\$0.05916	\$0.05847

(1)

The on-peak and off-peak energy rates are applicable during the hours listed below for each season:

Winter (October – April)

**On-Peak** 7:00 a.m. - 12:00 noon  
5:00 p.m. - 10:00 p.m.

**Off-Peak** 12:00 noon - 5:00 p.m.  
10:00 p.m. - 7:00 a.m.

Summer (May – September)

**On-Peak** 10:00 a.m. - 10:00 p.m.


**Off-Peak** 10:00 p.m. - 10:00 a.m.

**TERMS AND CONDITIONS**

- All power from a Qualifying Facility (QF) will be sold only to EKPC.
- Seller must provide good quality electric power within a reasonable range of voltage, frequency, flicker, harmonic currents, and power factor.

DATE OF ISSUE March 31, 2009  
Month / Date / Year

DATE EFFECTIVE June 1, 2009  
Month / Date / Year

ISSUED BY   
(Signature of Officer)

TITLE President/CEO

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

IN CASE NO. 2008-00128 DATED August 20, 2008

FOR Entire Territory Served  
Community, Town or City

P.S.C. KY. NO. 6

**2nd Revised** SHEET NO. 40C

CANCELLING P.S.C. KY. NO. 6

**1st Revised** SHEET NO. 40C

**Owen Electric Cooperative, Inc.**

(Name of Utility)


CLASSIFICATION OF SERVICE

COGENERATION AND SMALL POWER PRODUCTION  
POWER PURCHASE RATE SCHEDULE  
LESS THAN 100 kW (continued - Page 3 of 3)

3. Qualifying Facility (QF) shall provide reasonable protection for EKPC and Owen Electric Cooperative Inc.
4. Qualifying Facility (QF) shall design, construct, install, own, operate, and maintain the Qualifying Facility in accordance with all applicable codes, laws, regulations, and generally accepted utility practices.
5. Qualifying Facility shall reimburse EKPC and Owen Electric Cooperative, Inc. for all costs incurred as a result of interconnecting with the QF, including operation, maintenance, administration, and billing.
6. Qualifying Facility shall obtain insurance in the following minimum amounts for each occurrence:
  - a. Public Liability for Bodily Injury - \$1,000,000.00
  - b. Property Damage - \$500,000.00
7. Initial contract term shall be for a minimum of five years.
8. Qualifying Facilities proposing to supply as available (non-firm) electric power shall not be entitled to a capacity payment.
9. Qualifying cogeneration and small power production facilities must meet the definition set forth in 807 KAR 5:054 to be eligible for this tariff.
10. Updated rates will be filed with the Public service Commission of Kentucky by March 31 of each year.

DATE OF ISSUE March 31, 2009  
Month / Date / Year

DATE EFFECTIVE June 1, 2009  
Month / Date / Year

ISSUED BY   
(Signature of Officer)

TITLE President/CEO

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION  
IN CASE NO. 2008-00128 DATED August 20, 2008

FOR Entire Territory Served  
Community, Town or City

P.S.C. KY. NO. 6

1st Revised SHEET NO. 41A

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

Original SHEET NO. 41A

Owen Electric Cooperative, Inc.  
(Name of Utility)

CLASSIFICATION OF SERVICE

COGENERATION AND SMALL POWER PRODUCTION  
POWER PURCHASE RATE SCHEDULE  
OVER 100 kW (Page 1 of 3)

AVAILABILITY

Available only to qualified cogeneration or small power production facilities with a design capacity of over 100 kW which have executed a contract with Owen Electric Cooperative, Inc. and East Kentucky Power Cooperative, Inc. ("EKPC") for the purchase of electric power by EKPC.

RATES

The rates set forth below shall be used as the basis for negotiating a final purchase rate with qualifying facilities pursuant to Section 7 of 807 KAR 5:054.

1. Capacity

- a. \$50.36 per kW per year is applicable if cogenerator or small power producer is dispatched by EKPC. (I)
- b. \$0.005851 per kWh is applicable if cogenerator or small power producer is not dispatched by EKPC. (R)

2. Energy – A base payment per kWh is listed below for a time-differentiated basis or a non-time differentiated basis for the specified years.


a. Time Differentiated Rates:

Year	Winter		Summer	
	On-Peak	Off-Peak	On-Peak	Off-Peak
2009	\$0.06185	\$0.04866	\$0.05010	\$0.02755
2010	\$0.06360	\$0.04895	\$0.05801	\$0.03125
2011	\$0.06471	\$0.05037	\$0.06050	\$0.03358
2012	\$0.07310	\$0.05610	\$0.06526	\$0.03541
2013	\$0.06613	\$0.04911	\$0.07532	\$0.04113

(I)  
(I)  
(I)  
(I)  
(I)

DATE OF ISSUE March 31, 2009  
Month / Date / Year

DATE EFFECTIVE June 1, 2009  
Month / Date / Year

ISSUED BY   
(Signature of Officer)

TITLE President/CEO

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION  
IN CASE NO. 2008-00128 DATED August 20, 2008

FOR Entire Territory Served  
Community, Town or City

P.S.C. KY. NO. 6

1st Revised SHEET NO. 41B

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

Original SHEET NO. 41B

**Owen Electric Cooperative, Inc.**

(Name of Utility)

CLASSIFICATION OF SERVICE

COGENERATION AND SMALL POWER PRODUCTION  
POWER PURCHASE RATE SCHEDULE  
OVER 100 kW (continued - Page 2 of 3)

b. Non-Time Differentiated Rates:

Year	2009	2010	2011	2012	2013
Rate	\$0.04876	\$0.05186	\$0.05361	\$0.05916	\$0.05847

(I)

The on-peak and off-peak energy rates are applicable during the hours listed below for each season:

Winter (October – April)

**On-Peak** 7:00 a.m. - 12:00 noon  
5:00 p.m. - 10:00 p.m.

**Off-Peak** 12:00 noon - 5:00 p.m.  
10:00 p.m. - 7:00 a.m.

Summer (May – September)

**On-Peak** 10:00 a.m. - 10:00 p.m.


**Off-Peak** 10:00 p.m. - 10:00 a.m.

**TERMS AND CONDITIONS**

1. All power from a Qualifying Facility (QF) will be sold only to EKPC.
2. Seller must provide good quality electric power within a reasonable range of voltage, frequency, flicker, harmonic currents, and power factor.

DATE OF ISSUE March 31, 2009  
Month / Date / Year

DATE EFFECTIVE June 1, 2009  
Month / Date / Year

ISSUED BY   
(Signature of Officer)

TITLE President/CEO

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION  
IN CASE NO. 2008-00128 DATED August 20, 2008

FOR Entire Territory Served  
Community, Town or City

P.S.C. KY. NO. 6

**1st Revised** SHEET NO. 41C

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

**Original** SHEET NO. 41C

Owen Electric Cooperative, Inc.  
(Name of Utility)


CLASSIFICATION OF SERVICE

COGENERATION AND SMALL POWER PRODUCTION  
POWER PURCHASE RATE SCHEDULE  
OVER 100 kW (continued – Page 3 of 3)

3. Qualifying Facility (QF) shall provide reasonable protection for EKPC and Owen Electric Cooperative, Inc.
4. Qualifying Facility (QF) shall design, construct, install, own, operate, and maintain the Qualifying Facility in accordance with all applicable codes, laws, regulations, and generally accepted utility practices.
5. Qualifying Facility shall reimburse EKPC and Owen Electric Cooperative, Inc. for all costs incurred as a result of interconnecting with the QF, including operation, maintenance, administration, and billing.
6. Qualifying Facility shall obtain insurance in the following minimum amounts for each occurrence:
  - a. Public Liability for Bodily Injury - \$1,000,000.00
  - b. Property Damage - \$500,000.00
7. Initial contract term shall be for a minimum of five years.
8. Qualifying Facilities proposing to supply as available (non-firm) electric power shall not be entitled to a capacity payment.
9. Qualifying cogeneration and small power production facilities must meet the definition set forth in 807 KAR 5:054 to be eligible for this tariff.
10. Updated rates will be filed with the Public service Commission of Kentucky by March 31 of each year.

DATE OF ISSUE March 31, 2009  
Month / Date / Year

DATE EFFECTIVE June 1, 2009  
Month / Date / Year

ISSUED BY   
(Signature of Officer)

TITLE President/CEO

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION  
IN CASE NO. 2008-00128 DATED August 20, 2008



FOR Entire Territory Served  
Community, Town or City

P.S.C. KY. NO. 6

**2nd Revised** SHEET NO. 40A

CANCELLING P.S.C. KY. NO. 6

**1st Revised** SHEET NO. 40A

**Owen Electric Cooperative, Inc.**

(Name of Utility)

CLASSIFICATION OF SERVICE

**COGENERATION AND SMALL POWER PRODUCTION  
POWER PURCHASE RATE SCHEDULE  
LESS THAN 100 kW (Page 1 of 3)**

**AVAILABILITY**

Available only to qualified cogeneration or small power production facilities with a design capacity of less than 100 kW which have executed a contract with Owen Electric Cooperative, Inc. and East Kentucky Power Cooperative, Inc. ("EKPC") for the purchase of electric power by EKPC.

**RATES**

1. Capacity
  - a. ~~\$40.40~~ \$50.36 per kW per year is applicable if cogenerator or small power producer is dispatched by EKPC.
  - b. ~~\$0.00614~~ \$0.005851 per kWh is applicable if cogenerator or small power producer is not dispatched by EKPC.
2. Energy – A base payment per kWh is listed below for a time-differentiated basis or a non-time differentiated basis for the specified years.

a. Time Differentiated Rates:

Year	Winter		Summer	
	On-Peak	Off-Peak	On-Peak	Off-Peak
2008-09	<del>\$0.05722</del> \$0.06185	<del>\$0.03881</del> \$0.04866	<del>\$0.05447</del> \$0.05010	<del>\$0.02094</del> \$0.02755
2009-10	<del>\$0.05647</del> \$0.06360	<del>\$0.03461</del> \$0.04895	<del>\$0.05069</del> \$0.05801	<del>\$0.02203</del> \$0.03125
2010-11	<del>\$0.06015</del> \$0.06471	<del>\$0.03899</del> \$0.05037	<del>\$0.06448</del> \$0.06050	<del>\$0.03069</del> \$0.03358
2011-12	<del>\$0.05875</del> \$0.07310	<del>\$0.03817</del> \$0.05610	<del>\$0.05737</del> \$0.06526	<del>\$0.02486</del> \$0.03541
2012-13	\$0.06613	\$0.04911	\$0.07532	\$0.04113

DATE OF ISSUE March 31, 2009  
Month / Date / Year

DATE EFFECTIVE June 1, 2009  
Month / Date / Year

ISSUED BY \_\_\_\_\_  
(Signature of Officer)

TITLE President/CEO

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

IN CASE NO. 2008-00128 DATED August 20, 2008

FOR Entire Territory Served  
Community, Town or City

P.S.C. KY. NO. 6

**2nd Revised** SHEET NO. 40B

CANCELLING P.S.C. KY. NO. 6

**1st Revised** SHEET NO. 40B

**Owen Electric Cooperative, Inc.**

(Name of Utility)

**CLASSIFICATION OF SERVICE**

**COGENERATION AND SMALL POWER PRODUCTION  
POWER PURCHASE RATE SCHEDULE  
LESS THAN 100 kW (continued - Page 2 of 3)**

**b. Non-Time Differentiated Rates:**

Year	<u>2008-09</u>	<u>2009-10</u>	<u>2010-11</u>	<u>2011-12</u>	<u>2012-13</u>
Rate	\$0.04428 \$0.04876	\$0.04219 \$0.05186	\$0.04933 \$0.05361	\$0.04596 \$0.05916	\$0.05847

The on-peak and off-peak energy rates are applicable during the hours listed below for each season:

**Winter (October – April)**

**On-Peak** 7:00 a.m. - 12:00 noon  
5:00 p.m. - 10:00 p.m.

**Off-Peak** 12:00 noon - 5:00 p.m.  
10:00 p.m. - 7:00 a.m.

**Summer (May – September)**

**On-Peak** 10:00 a.m. - 10:00 p.m.

**Off-Peak** 10:00 p.m. - 10:00 a.m.

**TERMS AND CONDITIONS**

1. All power from a Qualifying Facility (QF) will be sold only to EKPC.
2. Seller must provide good quality electric power within a reasonable range of voltage, frequency, flicker, harmonic currents, and power factor.

DATE OF ISSUE March 31, 2009  
Month / Date / Year

DATE EFFECTIVE June 1, 2009  
Month / Date / Year

ISSUED BY \_\_\_\_\_  
(Signature of Officer)

TITLE President/CEO

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

IN CASE NO. 2008-00128 DATED August 20, 2008

FOR Entire Territory Served  
Community, Town or City

P.S.C. KY. NO. 6

**1st Revised** SHEET NO. 41A

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

**Original** SHEET NO. 41A

**Owen Electric Cooperative, Inc.**

(Name of Utility)

**CLASSIFICATION OF SERVICE**

**COGENERATION AND SMALL POWER PRODUCTION**  
**POWER PURCHASE RATE SCHEDULE**  
**OVER 100 kW (Page 1 of 3)**

**AVAILABILITY**

Available only to qualified cogeneration or small power production facilities with a design capacity of over 100 kW which have executed a contract with Owen Electric Cooperative, Inc. and East Kentucky Power Cooperative, Inc. ("EKPC") for the purchase of electric power by EKPC.

**RATES**

The rates set forth below shall be used as the basis for negotiating a final purchase rate with qualifying facilities pursuant to Section 7 of 807 KAR 5:054.

1. Capacity

- a. ~~\$40.40~~ \$50.36 per kW per year is applicable if cogenerator or small power producer is dispatched by EKPC.
- b. ~~\$0.00614~~ \$0.005851 per kWh is applicable if cogenerator or small power producer is not dispatched by EKPC.

2. Energy – A base payment per kWh is listed below for a time-differentiated basis or a non-time differentiated basis for the specified years.

a. Time Differentiated Rates:

Year	Winter		Summer	
	On-Peak	Off-Peak	On-Peak	Off-Peak
2008-09	<del>\$0.05722</del> \$0.06185	<del>\$0.03881</del> \$0.04866	<del>\$0.05447</del> \$0.05010	<del>\$0.02094</del> \$0.02755
2009-10	<del>\$0.05647</del> \$0.06360	<del>\$0.03461</del> \$0.04895	<del>\$0.05069</del> \$0.05801	<del>\$0.02203</del> \$0.03125
2010-11	<del>\$0.06015</del> \$0.06471	<del>\$0.03899</del> \$0.05037	<del>\$0.06448</del> \$0.06050	<del>\$0.03069</del> \$0.03358
2011-12	<del>\$0.05875</del> \$0.07310	<del>\$0.03817</del> \$0.05610	<del>\$0.05737</del> \$0.06526	<del>\$0.02486</del> \$0.03541
2012-13	\$0.06613	\$0.04911	\$0.07532	\$0.04113

DATE OF ISSUE March 31, 2009  
Month / Date / Year

DATE EFFECTIVE June 1, 2009  
Month / Date / Year

ISSUED BY \_\_\_\_\_  
(Signature of Officer)

TITLE President/CEO

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

IN CASE NO. 2008-00128 DATED August 20, 2008

FOR Entire Territory Served  
Community, Town or City

P.S.C. KY. NO. 6

**1st Revised** SHEET NO. 41B

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

**Original** SHEET NO. 41B

**Owen Electric Cooperative, Inc.**

\_\_\_\_\_  
(Name of Utility)

CLASSICATION OF SERVICE

COGENERATION AND SMALL POWER PRODUCTION  
POWER PURCHASE RATE SCHEDULE  
OVER 100 kW (continued - Page 2 of 3)

b. Non-Time Differentiated Rates:

Year	<u>2008 09</u>	<u>2009 10</u>	<u>2010 11</u>	<u>2011 12</u>	<u>2012 13</u>
Rate	\$0.04428	\$0.04219	\$0.04933	\$0.04596	\$0.05847
	\$0.04876	\$0.05186	\$0.05361	\$0.05916	

The on-peak and off-peak energy rates are applicable during the hours listed below for each season:

Winter (October – April)

**On-Peak** 7:00 a.m. - 12:00 noon  
5:00 p.m. - 10:00 p.m.

**Off-Peak** 12:00 noon - 5:00 p.m.  
10:00 p.m. - 7:00 a.m.

Summer (May – September)

**On-Peak** 10:00 a.m. - 10:00 p.m.

**Off-Peak** 10:00 p.m. - 10:00 a.m.

TERMS AND CONDITIONS

1. All power from a Qualifying Facility (QF) will be sold only to EKPC.
2. Seller must provide good quality electric power within a reasonable range of voltage, frequency, flicker, harmonic currents, and power factor.

DATE OF ISSUE March 31, 2009  
Month / Date / Year

DATE EFFECTIVE June 1, 2009  
Month / Date / Year

ISSUED BY \_\_\_\_\_  
(Signature of Officer)

TITLE President/CEO

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

IN CASE NO. 2008-00128 DATED August 20, 2008