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PUBLIC SERVICE COMMISSION

Jeffrey A. Been
Executive Director

December 3, 2008

Meagen Peden Agnew
Development Director

VIA HAND DELIVERY

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Volunteer Lawyer Program

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Carolyn A. Dean
Controller

Patricia A. Kennedy
Director of Human
Resources and
Administration

RE: In the Matter of:

Ronald Marstin
Managing Attorney
Urban Division

APPLICATION OF LOUISVILLE GAS AND ELECTRIC COMPANY TO FILE
DEPRECIATION STUDY, CASE NO. 2007-00564

S. Stewart Pope
Advocacy Director

AND
APPLICATION OF LOUISVILLE GAS AND ELECTRIC COMPANY, INC. FOR AN
ADJUSTMENT OF ITS ELECTRIC AND GAS BASE RATES, CASE NO. 2008-00252

Robert Frederick Smith
Managing Attorney
Rural Division

Dear Ms. Stumbo:

Attorneys
Andre Bergeron
Jeffrey S. Brown
Lea D. Hardwick
Gwendolyn Henton
Lisa Kilkelly
Pat Moran
Molly Oberhauser
Eileen F. Ordover
Nova-Marie Polley
Jeffrey B. Segal
Barbara A. Sullivan
Amy Kay Turner
Rita J. Ward
Stephanie C. Willis
John Young

Enclosed for filing in the above-captioned case are an original and ten (10) copies of the Response of the Association of Community Ministries ("ACM") and People Organized and Working for Energy Reform ("POWER") to First Data Request of Commission Staff Dated November 14, 2008.

Please confirm your receipt of this filing by placing the stamp of your office with the date received on the enclosed additional copy of this Response and return it to me in the enclosed self addressed stamped envelope.

Paralegals
Emily Bate
Roy Deemy
Carol Dupin
Catherine M. Ford
Justin Jones
Virginia Jordan
Rachel Popham
Andre Y. Robbins
MaryAnn Worling
Albert H. White

Thank you for your assistance in this matter. Please contact me if you need further information.

Sincerely,

Lisa Kilkelly

Lisa Kilkelly
Attorney for POWER and ACM

Wyatt, Tarrant & Combs Fellow:
Sharon Schindel

IOLTA Fellows:
Stella McCall
Betsy Jones

Cc: parties of record



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**PUBLIC SERVICE
COMMISSION**

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

**APPLICATION OF LOUISVILLE GAS
AND ELECTRIC COMPANY TO FILE
DEPRECIATION STUDY**

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CASE NO. 2007-00564

**APPLICATION OF LOUISVILLE GAS
AND ELECTRIC COMPANY
FOR AN ADJUSTMENT OF ITS
ELECTRIC AND GAS BASE RATES**

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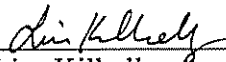
CASE NO. 2008-00252

**RESPONSE OF ASSOCIATION OF COMMUNITY MINISTRIES
AND
PEOPLE ORGANIZED AND WORKING FOR ENERGY REFORM
TO
FIRST DATA REQUEST OF COMMISSION STAFF DATED NOVEMBER 14,
2008**

Filed: December 3, 2008

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Response of ACM and POWER to First Data Request of Commission Staff dated November 14, 2008 was served on the following parties on the 3rd day of December, 2008 by United States mail, postage prepaid.



Lisa Kilkelly

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VERIFICATION

COMMONWEALTH OF KENTUCKY)
)
COUNTY OF JEFFERSON)

SS:

The undersigned, Marlon Cummings, being duly sworn, deposes and says that he is *Treasurer* of the Board of Directors of Association of Community Ministries, that he has personal knowledge of the matters set forth in the foregoing response, and the answers contained therein are true and correct to the best of his information, knowledge and belief.


MARLON CUMMINGS

Subscribed and sworn to before me, this 1st day of December, 2008.


NOTARY PUBLIC
KENTUCKY STATE AT LARGE

My Commission expires: 1-8-2009

**ASSOCIATION OF COMMUNITY MINISTRIES AND PEOPLE ORGANIZED
AND WORKING FOR ENERGY REFORM**

**CASE NO. 2007-00564
CASE NO. 2008-00252**

Response to First Data Request of Commission Staff Dated November 14, 2008

Question No. 1

Responding Witness: Marlon Cummings

Q-1. Refer to page 4 of the Testimony of Marlon Cummings ("Cummings Testimony"). Mr. Cummings states that the eligibility requirement for receiving service from an ACM member agency is for a household to be under threat of disconnection and living within the service area of a particular ministry.

- a. Does ACM use any income qualifiers for its programs, such as household income being at a certain percentage of the federal poverty level or a household being eligible to receive service under programs such as the Low Income Home Energy Assistance Program ("LIHEAP")?
- b. If available, provide the number and/or percentage of recipients of ACM services who qualify for other assistance programs such as LIHEAP and Louisville Gas and Electric Company's ("LG&E") Home Energy Assistance program.

A-1.

- a. An income qualifier is used for the Community Winterhelp funds which ACM ministries distribute. Each ACM ministry provides funds to households that are at or below two-hundred percent (200 %) of the poverty level as per Community Winterhelp's guidelines. Ministries also refer eligible clients to the LIHEAP program, which serves persons whose incomes are at or below one hundred and thirty percent (130%) of the poverty level.

Apart from the income criteria specified above, each Ministry within the membership of ACM operates independently and does not require a household to meet a specific level of poverty for funds generated through the ministry. A household must be faced with a threat of loss of a basic human need, such as housing, utilities, life sustaining medical and food. Each client must meet with an intake worker to determine eligibility, provide proof of residence and demonstrate financial need based on an evaluation of the client's income and expenses. The Community Ministries understand that each household has a life story that goes beyond the gross income of a family. Funds provided by a Ministry must secure 30 days of service.

- b. This information is not available.

**ASSOCIATION OF COMMUNITY MINISTRIES AND PEOPLE ORGANIZED
AND WORKING FOR ENERGY REFORM**

**CASE NO. 2007-00564
CASE NO. 2008-00252**

Response to First Data Request of Commission Staff Dated November 14, 2008

Question No. 2

Responding Witness: Marlon Cummings

Q-2. Refer to page 6 of the Cummings Testimony, specifically the question and response beginning at line 15 and ending at line 21.

a. Mr. Cummings states that low-income customers' utility costs are greater than those of other customers because their housing has inadequate insulation and/or heating equipment, which implies that their usage of natural gas or electricity is greater than that of other customers. Provide the usage data available to ACM which demonstrates that low-income customers' natural gas or electricity usage is greater than the usage of other customers.

b. Mr. Cummings states that in the service territory of Jeffersontown Area Ministries, Inc. ("JAM"), the majority of JAM clients are elderly and disabled and do not have the ability to perform energy conservation. Explain whether ACM is familiar with the weatherization services program operated by Community Action Kentucky, Inc. or the ratepayer-funded LG&E weatherization program available to low-income utility customers through LG&E's Commission-approved demand side management program.

A-2.

a. ACM does not have access to detailed usage data of its clients. ACM has usage data provided by LG&E witness Steven Seelye. At page 12 of his testimony, Mr. Seelye stated "the housing stock in which many low income customers are living is relatively inefficient from an energy usage standpoint, so their energy usage is frequently above the class average." Also at page 12 of his testimony, he went on to explain that the average monthly usage for LG&E's residential electric customers is 1,066 kWh per month while the average monthly usage for LG&E's low income customers is 1,084 kWh per month. (Note, page 12, line 17 of Mr. Seelye's testimony contains a typo in stating "1,084 kWh per year" but in response to ACM and POWER's First Request for Information, Question no. 2(e) Mr. Seelye clarified he meant to state 1,084 kWh per month, rather than per year.)

In LG&E's Response to ACM and POWER First Request for Information, Question no. 1 Mr. Seelye provides the supporting calculations for the average monthly electric usage (1,066 kWh) and the average monthly gas usage (5.89 Mcf) for residential customers as a whole. In LG&E response to ACM and POWER First Request for Information, Question number 2, Mr. Seelye provides the supporting calculations for the average monthly electric usage (1084 kWh) and average monthly gas usage (6.6 Mcf) low income residential and gas customers.

b. ACM is familiar with weatherization services in the Louisville Metro area. Jeffersontown Area Ministries and some of the other ACM agencies partner with Project Warm, a local nonprofit agency to host workshops on weatherization and by making referrals for weatherization services. ACM agencies also make referrals to LG&E's WeCare program. ACM is not aware of a weatherization services program operated by Community Action Kentucky in the Louisville Metro area.