Steven L. Beshear Governor

Leonard K. Peters Secretary Energy and Environment Cabinet



Commonwealth of Kentucky

Public Service Commission
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November 10, 2008

David L. Armstrong Chairman

> James Gardner Vice-Chairman

John W. Clay Commissioner

Honorable Charles A. Lile Senior Corporate Counsel East Kentucky Power Cooperative, Inc. 4775 Lexington Road P. O. Box 707 Winchester, KY 40392-0707

RE: Case No. 2008-00436

Please see enclosed data request from Commission Staff in the above case.

If you need further assistance, please contact my staff at (502) 564-3940.

Sincerely,

Stephanie Stumbo Executive Director

SS/ke Enclosure



## COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF EAST KENTUCKY POWER	)
COOPERATIVE, INC. FOR AN ORDER APPROVING	)
ACCOUNTING PRACTICES TO ESTABLISH A	) CASE NO.
REGULATORY ASSET RELATED TO CERTAIN	) 2008-00436
REPLACEMENT POWER COSTS RESULTING FROM	)
GENERATION FORCED OUTAGES	)

## SUPPLEMENTAL DATA REQUEST OF COMMISSION STAFF TO EAST KENTUCKY POWER COOPERATIVE, INC.

East Kentucky Power Cooperative, Inc. ("East Kentucky"), pursuant to 807 KAR 5:001, is to file with the Commission the original and 7 copies of the following information, with a copy to all parties of record. The information requested herein is due no later than November 17, 2008. Responses to requests for information shall be appropriately bound, tabbed and indexed. Each response shall include the name of the witness responsible for responding to the questions related to the information provided.

Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association or a governmental agency, be accompanied by a signed certification of the preparer or the person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

East Kentucky shall make timely amendment to any prior responses if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect. For any request to which East Kentucky fails or refuses to furnish all or part of the requested information, it shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

Careful attention shall be given to copied material to ensure that it is legible. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of that information in responding to this request. When applicable, the requested information shall be separately provided for total company operations and jurisdictional operations.

- 1. Refer to East Kentucky's response to Item 1 of the Commission Staff's ("Staff") initial data request dated October 23, 2008 ("Staff's first request"). Provide an update of the response which includes the same information for all forced outages on East Kentucky's system since August 31, 2008.
- Refer to East Kentucky's response to Item 3 of the Staff's first request which indicates that East Kentucky requests a decision in this proceeding by December 17, 2008.
- a. Provide the date by which East Kentucky must close its books for December 2008.
- b. Describe in detail the procedures East Kentucky must undertake during the last two weeks of December that cause it to request a Commission decision by December 17, 2008.

- c. If the answer to Item 2(a) of this request is a date later than the date by which East Kentucky requests a decision, explain why it seeks a Commission decision by December 17, 2008.
- 3. Refer to East Kentucky's responses to Items 6 and 7 of the Staff's first request, which concern its Times Interest Earned Ratio ("TIER") and Debt Service Coverage ("DSC") ratio requirements for 2008.
- a. Clarify whether it is correct that its required DSC, as measured by its Credit Facility Agreement for the best 2 of the 3 most recent calendar years (2006, 2007, and 2008), is the specific ratio that East Kentucky expects it will not achieve absent a decision in this proceeding granting its request to establish a regulatory asset.
- b. Is it correct, based on the modified definition in the Credit Facility Agreement, that East Kentucky was required to deduct roughly \$33.1 million from net margins in calculating its TIER and DSC for calendar year 2007?
- c. Provide a narrative description of the future payment obligations made in 2007 due to East Kentucky's alleged violations of the Clean Air Act with respect to the Dale Generating Station.
  - 4. Refer to Exhibit AFW-2 of East Kentucky's application.
- a. Provide an update of page 1 of 2 of the exhibit which shows East Kentucky's actual year-to-date net margins through October 2008 and its latest projected net margins for November and December of 2008.
- b. Provide an update of page 2 of 2 of the exhibit, based on the response to Item 4(a) of this request and the information available to East Kentucky at

the time of its response to this request on the amounts of interest expense, principal, and depreciation expense East Kentucky expects to incur in 2008.

Stephanie Stumbo Executive Director

**Public Service Commission** 

P.O. Box 615

Frankfort, Ky. 40602

DATED NOVEMBER 10, 2008

cc: All parties