

**Frost
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ATTORNEYS

KENTUCKY · OHIO · INDIANA · TENNESSEE · WEST VIRGINIA

Mark David Goss
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April 20, 2009

RECEIVED

APR 21 2009

PUBLIC SERVICE
COMMISSION

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

Re: PSC Case No. 2008-00472

Dear Mr. Derouen:

Enclosed you will please find East Kentucky Power Cooperative, Inc.'s Notice in the captioned case which states that the company is willing for the case to be taken under submission for immediate decision by the Commission. Please return a file stamped copy of the above to me in the enclosed self-addressed, stamped envelope.

Should you have any questions or desire further information from me regarding this notice, please contact me.

Sincerely yours,



Mark David Goss

Enclosures

cc: Rick Bertelson, Ky. PSC
Helen Helton, Ky. PSC
Mary Jane Warner, EKPC

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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APR 21 2009

PUBLIC SERVICE
COMMISSION

In the Matter of:

THE APPLICATION OF EAST KENTUCKY)	
POWER COOPERATIVE, INC. FOR A)	
CERTIFICATE OF PUBLIC CONVENIENCE)	PSC CASE NO.
AND NECESSITY FOR THE CONSTRUCTION)	2008-00472
OF AN AIR QUALITY CONTROL SYSTEM)	
AT COOPER POWER STATION)	

NOTICE

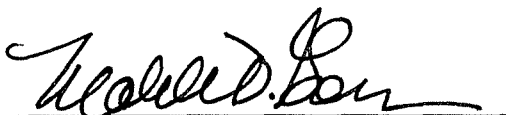
Comes now East Kentucky Power Cooperative, Inc. ("East Kentucky"), and provides the Commission with its Notice that this case may be taken under submission for decision by the Commission.

In support of this Notice, East Kentucky states that the Procedural Order of January 12, 2009 provides that any request for a public hearing or a statement that the case may be taken under submission has to be filed no later than May 1, 2009. Since there are no Intervenors in the case, East Kentucky does not anticipate that there will be any request for a public hearing. The Commission has engaged in substantial discovery from the company through two sets of data requests which have now been answered.

After due consideration is given to East Kentucky's application and the supporting exhibits, along with the answers to the data requests, East Kentucky believes that the record has been developed as fully as it could be and that a hearing on the application is unnecessary.

Therefore, East Kentucky provides notice to the Commission of its position that this case may now be taken under submission for a decision by the Commission.

Respectfully submitted,



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Lexington, KY 40507-1749
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Counsel for East Kentucky Power Cooperative, Inc.

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing was served by U.S. Mail, postage prepaid, on April ^{20th}, 2009 to the following:

Rick Bertelson, Esq.
Staff Attorney
Kentucky Public Service Commission
211 Sower Boulevard
P. O. Box 615
Frankfort, Kentucky 40602-0615

Helen Helton, Esq.
General Counsel
Kentucky Public Service Commission
211 Sower Boulevard
P. O. Box 615
Frankfort, Kentucky 40602-0615



Counsel for East Kentucky Power Cooperative, Inc.