#### ROBERT L. BROWN III

ATTORNEY AT LAW
1005 SOUTH MAIN STREET
CORBIN, KENTUCKY 40701

(606) 528-3073 FAX (606) 528-3289 March 30, 2009

RECEIVED

MAR 3 1 2009

PUBLIC SERVICE COMMISSION

### VIA FACSIMILE AND MAIL

Mr. Jeff R. Derouen Executive Director Kentucky Public Service Commission 211 Sower Blvd. P.O. Box 615 Frankfort, KY 40602

RE: CITIPOWER, LLC – PURCHASED GAS ADJUSTMENT FILING CASE NUMBER 2009-00080

Dear Mr. Derouen:

Enclosed please find the original and ten (10) copies of Acceptance of Commission Staff Recommendation to Citipower, LLC as it relates to the abovementioned matter.

Your attention to this matter is appreciated, and should you have any questions or comments, please do not hesitate to contact me.

Sincerely,

Robert L. Brown III

RLB/ca

Enclosures

## COMMONWEALTH OF KENTUCKY

MAR 3 1 2009

BEFORE THE PUBLIC SERVICE COMMISSION PUBLIC SERVICE COMMISSION

In the Matter of:

PURCHASED GAS ADJUSTMENT FILING OF CITIPOWER, LLC

CASE NO. 2009-00080

## ACCEPTANCE OF COMMISSION STAFF RECOMMENDATION TO CITIPOWER, LLC

Comes now Citipower, LLC, ("Citipower") by and through the undersigned counsel, and states the following response to the recommendation of Commission Staff to Citipower, LLC, with regard to the above-referenced case number:

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# COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PURCHASED GAS ADJUSTMENT FILING OF CITIPOWER, LLC

CASE NUMBER 2009-00080

1. Citipower is willing to modify its Quarterly Report of Gas Cost Recovery Rate Calculation, filed February 23, 2009, based upon comments from the staff of the Public Service Commission relating to a three month price average based upon the following calculation:

Taking the "NYMEX Natural Gas 12-Month Strip" for March 26, 2009 multiplied by 1.2 (for the BTU factor); then multiplying that number by two (for 2 months) and adding it to the existing contract gas cost per Mcf (\$11.38 - April); and then dividing that sum by 3 for an average price for the quarter ending June 30, 2009.

Calculation example:

$$[(4.63 \times 1.2) \times 2] = 11.112$$

$$[(11.38 \times 1.2)] = 13.656$$

$$24.768 = 24.768 / 3 = $8.256$$

Robert L. Brown III 1005 South Main Street Corbin, Kentucky 40701 Attorney for Citipower, LLC

## COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PURCHASED GAS ADJUSTMENT FILING OF CITIPOWER LLC

CASE NUMBER 2009-00080

Rò<del>be</del>rt L. Brown III 1005 South Main Street Corbin, Kentucky 40701 Telephone: (606) 528-3073

Attorney for Citipower, LLC

#### CERTIFICATE

I hereby certify that the above and foregoing was on the day of March 2009, served by faxing and mailing the original and ten (10) true and exact copies of same, all postage prepaid, addressed for delivery to:

Mr. Jeff Derouen **Executive Director** COMMONWEALTH OF KENTUCKY PUBLIC SERVICE COMMISSION 211 Sower Building P.O. BOX 615 Frankfort, Kentucky 40602

And by mailing a true and correct copy to:

Hon. Jack Conway Attorney General 1024 Capital Center Drive Suite 200

Frankfort, Kentucky 40601-8204

Røbert L. Brown III