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VIA OVERNIGHT MAIL

July 17, 2009

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

Re: <u>Case No. 2009-00106</u>

Dear Ms. Derouen:

Please find enclosed the original and twelve (12) copies of the PETITION TO INTERVENE of GALLATIN STEEL COMPANY filed in the above-referenced matter.

By copy of this letter, all parties listed on the attached Certificate of Service been served. Please place this document of file.

Very Truly Yours,

Michael L. Kurtz, Esq.

BOEHM, KURTZ & LOWRY

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MLKkew Attachment

cc:

Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by mailing a true and correct copy, by first-class postage prepaid mail, to all parties on the 17th day of July, 2009

Anthony Campbell President/CEO East Kentucky Power Cooperative, Inc. 4775 Lexington Road P. O. Box 707 Winchester, KY 40392-0707

Lawrence W Cook Assistant Attorney General Office of the Attorney General Utility & Rate 1024 Capital Center Drive Suite 200 Frankfort, KY 40601-8204 Mark David Goss Frost, Brown, Todd, LLC 250 West Main Street Suite 2700 Lexington, KY 40507

Robert Ukeiley 435R Chestnut Street, Suite 1 Berea, KY 40403

Michael L. Kurtz, Esq.

COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

PLECEIVED

PUBLIC SERVICE

COMMISSION

In The Matter Of: 2009 Integrated Resource Plan of East Kentucky Power Cooperative, Inc.

Case No. 2009-00106

:

PETITION TO INTERVENE OF GALLATIN STEEL COMPANY

Pursuant to K.R.S. §278.310 and 807 KAR 5:001 Section 3(8), Gallatin Steel Company ("Gallatin") requests that it be granted full intervenor status in the above-captioned proceeding and states in support thereof as follows:

- 1. Gallatin is the largest end use customer located in the Owen Electric Cooperative ("Owen") service territory. Owen is in turn provided with generation and transmission service by East Kentucky Power Cooperative ("EKPC").
- 2. The matters being decided by the Commission in this case may have a significant impact on the rates paid by Gallatin for electricity. Electricity represents a significant cost of doing business for Gallatin. The attorneys for Gallatin authorized to represent them in this proceeding and to take service of all documents are:

Michael L. Kurtz, Esq. **BOEHM, KURTZ & LOWRY**26 Fast Seventh Street, Suite 151

36 East Seventh Street, Suite 1510 Cincinnati, Ohio 45202

Ph: (513) 421-2255, Fax: (513) 421-2764

E-Mail: <u>mkurtz@bkllawfirm.com</u>

3. The position of Gallatin cannot be adequately represented by any existing party. Gallatin intends to play a constructive role in the Commission's decision making process herein and Gallatin's participation will not unduly prejudice any party.

WHEREFORE, Gallatin Steel Company requests that it be granted full intervenor status in the above captioned proceeding.

Respectfully submitted,

Michael L. Kurtz, Esq.

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COUNSEL FOR GALLATIN STEEL COMPANY