

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE
COMMISSION

In the Matter of:

APPLICATION OF CZAR COAL CORPORATION)
FOR AUTHORIZATION TO RECEIVE SERVICE)
FROM KENTUCKY POWER COMPANY IN BIG)
SANDY RECC'S SERVICE TERRITORY)
CASE NO. 2009-00134

Motion for Informal Conference And For Extension To Respond
To The Commission's June 30, 2009 Order And Accompanying Data Requests

Czar Coal Corporation, Big Sandy Rural Electric Cooperative Corporation and Kentucky Power Company (jointly the "Movants") move the Public Service Commission of Kentucky pursuant to 807 KAR 5:001, Section 4(4) for an Informal Conference. In addition, Movants request an extension of time until ten days after any Informal Conference to respond to the data requests propounded with the Commission's June 30, 2009 Order. Alternatively, if an Informal Conference is not scheduled, or the Commission elects not to extend the time for providing the responses to the June 30, 2009 data requests until after an Informal Conference, the Movants request that the period to respond to the June 30, 2009 data requests be extended until July 24, 2009.

1. The Movants believe that an Informal Conference will aid the Commission by permitting Czar Coal to clarify the nature of the relief it is seeking in this action. In particular, Czar Coal is not seeking a change in the certified territory maps of Big Sandy or Kentucky Power. Rather, Czar Coal believes that the reserves to be mined lie within the certified territories of both Big Sandy and Kentucky Power and that the proposed mine constitutes a single new

electric consuming facility located within adjacent certified territories within the meaning of KRS 278.018(1).

2. Extending the period for the Movants to respond to the Data Requests until after the Informal Conference will allow the Commission to determine whether the requested information is required in light of the limited relief being sought by Czar Coal.

3. Although the data requests are not numerous, the intervening Independence Day holiday and vacation schedules made it more difficult for the Movants to respond within the 10 days provided for by the June 30, 2009 Order.

4. The Movants conferred by telephone on July 2, 2009 and have taken steps to begin preparing the responses. Nevertheless, they believe that even if an Informal Conference is not conducted they will require more than ten days from the date of the Commission's June 30, 2009 Order to respond to the data requests. Therefore, in the event the Commission believes an informal conference will not be useful, or elects not to extend the time for responding to the data requests until after any informal conference, the Movants request an additional 14 days to July 24, 2009 in which to file their responses.

Wherefore, Czar Coal Corporation, Big Sandy Rural Electric Cooperative Corporation and Kentucky Power Company respectfully request that:

1. An Informal Conference be scheduled in this matter at the Commission's earliest convenience;

2. That the date for the Movants' responses to the June 30, 2009 data requests be extended until 10 days after the date of the Informal Conference to be scheduled in this matter;

or

3. Alternatively, if an Informal Conference is not scheduled, or the Commission elects not to extend the time for providing the responses to the June 30, 2009 data requests until after an Informal Conference, that the period for the Movants to respond to the June 30, 2009 data requests be extended until July 24, 2009.

Respectfully submitted

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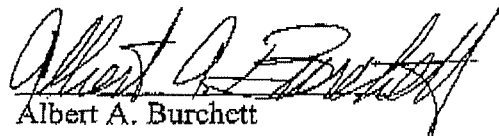
COUNSEL FOR BIG SANDY
RURAL ELECTRIC
COOPERATIVE CORPORATION

3. Alternatively, if an Informal Conference is not scheduled, or the Commission elects not to extend the time for providing the responses to the June 30, 2009 data requests until after an Informal Conference, that the period for the Movants to respond to the June 30, 2009 data requests be extended until July 24, 2009.

Respectfully submitted

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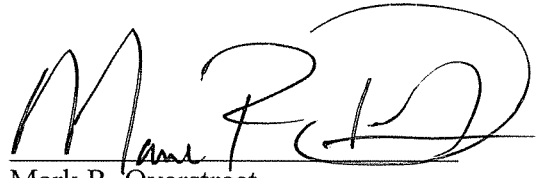


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A handwritten signature in black ink, appearing to read 'Mark R. Overstreet', written over a horizontal line.

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