

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY UTILITIES)	
COMPANY FOR CERTIFICATES OF PUBLIC)	
CONVENIENCE AND NECESSITY AND)	CASE NO.
APPROVAL OF ITS 2009 ENVIRONMENTAL)	2009-00197
COMPLIANCE PLAN FOR RECOVERY BY)	
ENVIRONMENTAL SURCHARGE)	

O R D E R

The matter is before the Commission upon Kentucky Utilities Company's ("KU") petition, pursuant to 807 KAR 5:011, Section 14, for approval to deviate from the notice requirements of 807 KAR 5:0011, Section 8, relating to newspaper publication. KU states that on June 11, 2009, prior to filing its application in this case, it delivered to the Kentucky Press Association a notice of the filing of its application for publication in 95 newspapers in KU's service areas. The notice was requested to be published once a week for three consecutive weeks, with the first publication beginning the week of June 19, 2009. However, seven local newspapers inadvertently failed to publish KU's notice on one of the three weeks and one local newspaper inadvertently failed to publish KU's notice on two of the three weeks. In an effort to remedy the deficiencies, KU subsequently scheduled additional notice publications with the eight newspapers to comply with the three-publication requirement.

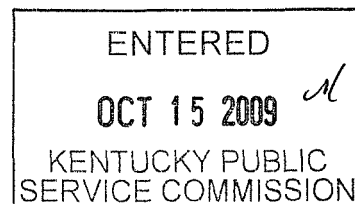
KU asserts that it has substantially complied with the Commission's notice regulations. KU notes that the two newspapers of largest circulation in its territory, the *Louisville Courier-Journal* and the *Lexington Herald-Leader*, timely published the

required notices. In addition to publishing newspaper notice, KU states that it also provided notice to its customers by: (1) including an insert containing the notice in each customer's bills during its June 29, 2009 billing cycle; (2) posting the notice on its web site; and (3) making the notices available for public inspection at its offices and places of business in the territory affected by the application.

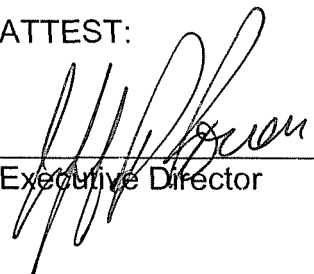
Having reviewed the petition and being otherwise sufficiently advised, the Commission finds that KU has substantially complied with the notice requirements set forth in 807 KAR 5:011, Section 8, and it has shown good cause to deviate from the requirement that the three newspaper notices be published for consecutive weeks.

IT IS THEREFORE ORDERED that KU's petition to deviate from the notice requirements of 807 KAR 5:011, Section 8, is granted.

By the Commission



ATTEST:



Executive Director

Lonnie E Bellar
E.ON U.S. LLC
220 West Main Street
Louisville, KY 40202

Robert M Conroy
Director, Rates
Kentucky Utilities Company
220 West Main Street
P. O. Box 32010
Louisville, KY 40202

Honorable Michael L Kurtz
Attorney at Law
Boehm, Kurtz & Lowry
36 East Seventh Street
Suite 1510
Cincinnati, OH 45202

Honorable Kendrick R Riggs
Attorney at Law
Stoll Keenon Ogden, PLLC
2000 PNC Plaza
500 W Jefferson Street
Louisville, KY 40202-2828