

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY UTILITIES	)	
COMPANY CONCERNING THE NEED TO	)	
OBTAIN CERTIFICATES OF PUBLIC	)	CASE NO.
CONVENIENCE AND NECESSITY FOR THE	)	2009-00325
CONSTRUCTION OF TEMPORARY	)	
TRANSMISSION FACILITIES IN HARDIN	)	
COUNTY, KENTUCKY	)	

O R D E R

On October 16, 2009, CDH Preserve, LLC, Dennis Cunningham, Cathy Cunningham, Violet Monroe, and Mary Jent (collectively "Petitioners") filed a petition to intervene in the instant matter. On November 4, 2009, Petitioners filed a motion requesting a formal hearing and, on November 9, 2009, propounded data requests to Kentucky Utilities Company ("KU"). On November 13, 2009, the Commission issued an order denying Petitioners' request to intervene.

Having reviewed the record and being otherwise sufficiently advised, the Commission finds that Petitioners do not possess the requisite standing to either request a hearing or serve data requests on KU. Petitioners are not parties to this case, since their request for intervention was denied.

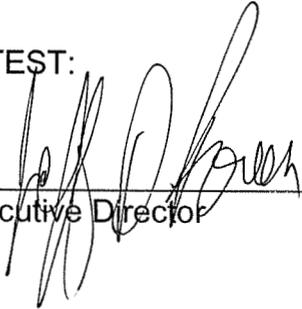
IT IS THEREFORE ORDERED that:

1. Petitioners' motion requesting a hearing is denied as moot.
2. KU is not obligated to respond to the data requests issued by Petitioners.

By the Commission

ENTERED *EW*  
NOV 24 2009  
KENTUCKY PUBLIC  
SERVICE COMMISSION

ATTEST:

  
\_\_\_\_\_  
Executive Director

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

Rick E Lovekamp  
Manager - Regulatory Affairs  
E.ON U.S. LLC  
220 West Main Street  
Louisville, KY 40202

Honorable Allyson K Sturgeon  
Senior Corporate Attorney  
E.ON U.S. LLC  
220 West Main Street  
Louisville, KY 40202