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Rocco O. D'Ascenzo  
Senior Counsel

**VIA OVERNIGHT DELIVERY**

January 7, 2010

Mr. Jeff Derouen  
Executive Director  
Kentucky Public Service Commission  
211 Sower Boulevard  
Frankfort, Kentucky 40601

RECEIVED

JAN 08 2010

PUBLIC SERVICE  
COMMISSION

Re: Application of Duke Energy Kentucky, Inc. for Approval of a New Green Power  
Pilot Program (Duke Energy's GoGreen Kentucky)  
Case No. 2009-00408

Dear Mr. Derouen:

In response to the Commission's January 5, 2010 Order, Duke Energy Kentucky, Inc. (Duke Energy Kentucky or Company) was ordered to state its intentions to file testimony or a statement that the case should be submitted for adjudication based on the existing record. It is Duke Energy Kentucky's intention to submit the case to the Commission for adjudication based on the existing record. The Company would like to note that the direct testimony of John D. Langston was filed as an attachment to the initial Application on October 9, 2009.

Please date-stamp the extra two copies and return to me in the enclosed envelope.

Sincerely,

Rocco O. D'Ascenzo  
Senior Counsel