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RECEIVED

FEB 01 2010

PUBLIC SERVICE
COMMISSION

Via Overnight Mail

January 29, 2010

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

Re: Case No. 2009-00545

Dear Mr. Derouen:

Please find enclosed the original and twelve (12) copies of the FIRST SET OF DATA REQUESTS OF KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC. TO KENTUCKY POWER CO. filed in the above-referenced matter. By copy of this letter, all parties listed on the Certificate of Service have been served.

Please place this document of file.

Very Truly Yours,



David F. Boehm, Esq.
Michael L. Kurtz, Esq.

BOEHM, KURTZ & LOWRY

MLKkew
Attachment

cc: Certificate of Service

BOEHM, KURTZ & LOWRY

ATTORNEYS AT LAW
CERTIFICATE OF SERVICE
36 EAST SEVENTH STREET
SUITE 1510

I hereby certify that a copy of the foregoing was served by mailing a true and correct copy via electronic mail (when available) and by first-class postage prepaid mail, to all parties on the 29TH day of January, 2010.

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David F. Boehm, Esq.
Michael L. Kurtz, Esq.

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

FEB 01 2010

PUBLIC SERVICE
COMMISSION

IN THE MATTER OF: :
THE APPLICATION FOR APPROVAL OF :
RENEWABLE ENERGY PURCHASE AGREEMENT : Case No. 2009-00545
FOR WIND ENERGY RESOURCES BETWEEN :
KENTUCKY POWER COMPANY AND FPL ILLINOIS :
WIND, LLC :

FIRST SET OF DATA REQUESTS OF
KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.

Dated: January 29, 2010

DEFINITIONS

1. "Document" means the original and all copies (regardless of origin and whether or not including additional writing thereon or attached thereto) of memoranda, reports, books, manuals, instructions, directives, records, forms, notes, letters, notices, confirmations, telegrams, pamphlets, notations of any sort concerning conversations, telephone calls, meetings or other communications, bulletins, transcripts, diaries, analyses, summaries, correspondence investigations, questionnaires, surveys, worksheets, and all drafts, preliminary versions, alterations, modifications, revisions, changes, amendments and written comments concerning the foregoing, in whatever form, stored or contained in or on whatever medium, including computerized memory or magnetic media.
2. "Study" means any written, recorded, transcribed, taped, filmed, or graphic matter, however produced or reproduced, either formally or informally, a particular issue or situation, in whatever detail, whether or not the consideration of the issue or situation is in a preliminary stage, and whether or not the consideration was discontinued prior to completion.
3. "Person" means any natural person, corporation, professional corporation, partnership, association, joint venture, proprietorship, firm, or the other business enterprise or legal entity.
4. A request to identify a natural person means to state his or her full name and residence address, his or her present last known position and business affiliation at the time in question.
5. A request to identify a document means to state the date or dates, author or originator, subject matter, all addressees and recipients, type of document (e.g., letter, memorandum, telegram, chart, etc.), number of code number thereof or other means of identifying it, and its present location and custodian. If any such document was, but is no longer in the Company's possession or subject to its control, state what disposition was made of it.
6. A request to identify a person other than a natural person means to state its full name, the address of its principal office, and the type of entity.
7. "And" and "or" should be considered to be both conjunctive and disjunctive, unless specifically stated otherwise.
8. "Each" and "any" should be considered to be both singular and plural, unless specifically stated otherwise.
9. Words in the past tense should be considered to include the present, and words in the present tense include the past, unless specifically stated otherwise.
10. "You" or "your" means the person whose filed testimony is the subject of these interrogatories and, to the extent relevant and necessary to provide full and complete answers to any request, "you" or "your" may be deemed to include any person with information relevant to any interrogatory who is or was employed by or otherwise associated with the witness or who assisted, in any way, in the preparation of the witness' testimony.
11. "AEP" means American Electric Power and/or any of their officers, directors, employees, or agents who may have knowledge of the particular matter addressed.
12. "Company" means Kentucky Power Co. d/b/a American Electric Power, and/or any of their officers, directors, employees or agents who may have knowledge of the particular matter addressed.

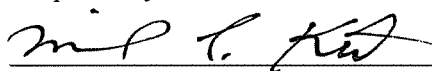
INSTRUCTIONS

1. If any matter is evidenced by, referenced to, reflected by, represented by, or recorded in any document, please identify and produce for discovery and inspection each such document.
2. These interrogatories are continuing in nature, and information which the responding party later becomes aware of, or has access to, and which is responsive to any request is to be made available to Kentucky Industrial Utility Customers. Any studies, documents, or other subject matter not yet completed that will be relied upon during the course of this case should be so identified and provided as soon as they are completed. The Respondent is obliged to change, supplement and correct all answers to interrogatories to conform to available information, including such information as it first becomes available to the Respondent after the answers hereto are served.
3. Unless otherwise expressly provided, each interrogatory should be construed independently and not with reference to any other interrogatory herein for purpose of limitation.
4. The answers provided should first restate the question asked and also identify the person(s) supplying the information.
5. Please answer each designated part of each information request separately. If you do not have complete information with respect to any interrogatory, so state and give as much information as you do have with respect to the matter inquired about, and identify each person whom you believe may have additional information with respect thereto.
6. In the case of multiple witnesses, each interrogatory should be considered to apply to each witness who will testify to the information requested. Where copies of testimony, transcripts or depositions are requested, each witness should respond individually to the information request.
7. The interrogatories are to be answered under oath by the witness(es) responsible for the answer.
8. Responses to requests for revenue, expense and rate base data should provide data on the basis of Total Company as well as Intrastate data, unless otherwise requested.

KIUC FIRST SET OF DATA REQUESTS
PSC CASE NO. 2009-00545

- Q1-1. Please confirm that the Company does not plan and will commit to not seek in the future a proforma increase from its per books common equity for ratemaking purposes to offset any debt that is imputed by the debt rating agencies for off-balance sheet obligations. If the Company is unwilling to make this commitment, then please explain why it is not willing to do so.
- Q1-2. Please confirm that the Company's renewable energy purchase will provide the Company with additional energy, thus allowing additional energy sales to other AEP companies and third parties. Please explain.
- Q1-3. Please confirm that these additional energy sales will result increased off-system sales margins. Please explain.
- Q1-4. Is the Company willing to commit that 100% of the jurisdictional portion of the additional off-system sales margins will flow to ratepayers rather than retaining a portion of these additional margins? If the Company is unwilling to make this commitment, then please explain why it is not willing to do so.
- Q1-5. Please refer to Section V. Schedule 19 in Case No. 2009-00459:
- a. Please confirm that for the 12-months ended 9/30/2009 Kentucky Power recorded 3,526,698 mWh in sales for resale and 7,148,877 mWh in retail sales.
- Q1-6. Please confirm that the wind power contract in this case is expected to annually produce approximately 343,900 mWh.
- Q1-7. What is the basis for purchasing 343,900 mWh of wind energy when Kentucky Power is long on energy and is a net seller of significant amounts of energy off-system?
- Q1-8. For each month from September 2008 to the present, please provide a complete copy of the monthly East Interchange Power Statement and Related Data provided to Kentucky Power by AEP Service Corporation.
- Q1-9. Please provide all cost-benefit studies in the possession of Kentucky Power or AEP which demonstrate that the wind power contract at issue in this case is least cost.
- Q1-10. Please provide all documents, memos, letters and e-mails in the possession of Timothy C. Mosher, Jay F. Godfrey and Scott C. Weaver which discuss or describe the wind power contract at issue in this case.

Respectfully submitted,



David F. Boehm, Esq.

Michael L. Kurtz, Esq.

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January 29, 2010

**COUNSEL FOR KENTUCKY INDUSTRIAL
UTILITY CUSTOMERS, INC.**