

BOEHM, KURTZ & LOWRY

ATTORNEYS AT LAW
36 EAST SEVENTH STREET
SUITE 1510
CINCINNATI, OHIO 45202
TELEPHONE (513) 421-2255
TELECOPIER (513) 421-2764

RECEIVED

MAY 20 2010

PUBLIC SERVICE
COMMISSION

Via Overnight Mail

May 19, 2010

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

Re: Case No. 2009-00548 and 2009-00549

Dear Mr. Derouen:

Please find enclosed the original and twelve (12) copies each of: 1) RESPONSE OF KIUC TO FIRST DATA REQUEST OF COMMISSION STAFF; and 2) FIRST DATA REQUEST OF KENTUCKY UTILITIES COMPANY AND LOUISVILLE GAS AND ELECTRIC COMPANY to be filed in the above-referenced dockets.

By copy of this letter, all parties listed on the Certificate of Service have been served. Please place these documents of file.

Very Truly Yours,



Michael L. Kurtz, Esq.

Kurt J. Boehm, Esq.

BOEHM, KURTZ & LOWRY

MLKkew

Attachment

cc: Certificate of Service

CERTIFICATE OF SERVICE

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 19th day of May, 2010.

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

David Brown
Stites & Harbison, PLLC
1800 Providian Center
400 West Market Street
Louisville, KY 40202

Honorable Frank F Chuppe
Wyatt, Tarrant & Combs, LLP
500 West Jefferson Street, Suite 2800
Louisville, KY 40202-2898

Steven A Edwards
Office of the Staff Judge Advocate
1320 Third Avenue, Room 215
Fort Knox, KY 40121-5000

Hon. Tom Fitzgerald
Kentucky Resources Council, Inc.
PO Box 1070
Frankfort, KY 40602

Robert A Ganton, Esq
U.S. Army Legal Services Agency
Regulatory Law Office
901 North Sturart Street, Suite 525
Arlington, VA 22203

Honorable Gardner F Gillespie
Hogan & Hartson, L.L.P.
555 Thirteenth Street, N.W.
Washington, DC 20004-1109

Honorable Dennis G Howard II
Honorable Lawrence W. Cook
Assistant Attorney General
Office of the Attorney General Utility & Rate
1024 Capital Center Drive, Suite 200
Frankfort, KY 40601-8204

Honorable Lisa Kilkelly, Legal Aid Society
416 West Muhammad Ali Boulevard, Suite 300
Louisville, KY 40202

Honorable Matthew R Malone
Hurt, Crosbie & May PLLC The Equus Building
127 West Main Street
Lexington, KY 40507

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

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

Honorable Robert M Watt, III
STOLL KEENON OGDEN PLLC
300 West Vine Street, Suite 2100
Lexington, KY 40507-1801

Monica Braun
STOLL KEENON OGDEN PLLC
300 West Vine Street, Suite 2100
Lexington, KY 40507-1801

Carroll M Redford III
Miller, Griffin & Marks, PSC
271 W Short Street, Suite 600
Lexington, KY 40507

James T Selecky
BAI Consulting
16690 Swingley Ridge Road, Suite 140
Chesterfield, MO 63017

Iris G Skidmore
415 W. Main Street, Suite 2
Frankfort, KY 40601

Holly Rachel Smith
Hitt Business Center
3803 Rectortown Road
Marshall, VA 20115



Michael L. Kurtz, Esq.
Kurt J. Boehm, Esq.

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

MAY 20 2010

PUBLIC SERVICE
COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY)
UTILITIES COMPANY FOR AN) CASE NO. 2009-00548
ADJUSTMENT OF BASE RATES)

In the Matter of:

APPLICATION OF LOUISVILLE GAS)
AND ELECTRIC COMPANY FOR AN) CASE NO. 2009-00549
ADJUSTMENT OF ITS ELECTRIC)
AND GAS BASE RATES)

RESPONSE OF KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.
TO FIRST DATA REQUEST OF KENTUCKY UTILITIES COMPANY
AND LOUISVILLE GAS AND ELECTRIC COMPANY

1. To the extent not previously provided, please provide electronic copies (on CD) of all tables, charts, diagrams, schedules, and exhibits (collectively, "Exhibits") contained in the testimony of all witnesses for the KIUC. Please include all workpapers, schedules, underlying computation and supporting documentation used and relied upon by each witness in the preparation of his or her testimony, including the preparation of all Exhibits. Please provide all electronic spreadsheets with cell formulas, cell references, macros and VBA code intact.

Response:

KIUC previously provided all spreadsheets and work papers. Please note that Mr. Baudino did not provide any Value Line material because it is protected by copyright. Mr. Baudino also did not provide the Standard & Poor's article referenced on page 8 of his testimony because it is protected by copyright. This article is available for purchase from Standard and Poor's.

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY)
UTILITIES COMPANY FOR AN) CASE NO. 2009-00548
ADJUSTMENT OF BASE RATES)

In the Matter of:

APPLICATION OF LOUISVILLE GAS)
AND ELECTRIC COMPANY FOR AN) CASE NO. 2009-00549
ADJUSTMENT OF ITS ELECTRIC)
AND GAS BASE RATES)

RESPONSE OF KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.
TO FIRST DATA REQUEST OF KENTUCKY UTILITIES COMPANY
AND LOUISVILLE GAS AND ELECTRIC COMPANY

2. To the extent not previously provided, please provide copies of all schedules and underlying computations and workpapers developed in the analysis by the KIUC and/or its witness(es) of the Companies' requested rate increase in electronic spreadsheet format with all formulas intact. This request includes, but is not limited to, the analyses of the revenue requirement components and computations, including all ratemaking adjustments to the historic data, and the cost of service model.

Response:

Please refer to the response to Item 1.

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY)
UTILITIES COMPANY FOR AN) CASE NO. 2009-00548
ADJUSTMENT OF BASE RATES)

In the Matter of:

APPLICATION OF LOUISVILLE GAS)
AND ELECTRIC COMPANY FOR AN) CASE NO. 2009-00549
ADJUSTMENT OF ITS ELECTRIC)
AND GAS BASE RATES)

RESPONSE OF KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.
TO FIRST DATA REQUEST OF KENTUCKY UTILITIES COMPANY
AND LOUISVILLE GAS AND ELECTRIC COMPANY

3. Is Mr. Kollen aware that KIUC opposed a wind power cost adjustment mechanism for KU and LG&E in Case No. 2009-00353?

Response:

Yes.

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY)
UTILITIES COMPANY FOR AN) CASE NO. 2009-00548
ADJUSTMENT OF BASE RATES)

In the Matter of:

APPLICATION OF LOUISVILLE GAS)
AND ELECTRIC COMPANY FOR AN) CASE NO. 2009-00549
ADJUSTMENT OF ITS ELECTRIC)
AND GAS BASE RATES)

RESPONSE OF KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.
TO FIRST DATA REQUEST OF KENTUCKY UTILITIES COMPANY
AND LOUISVILLE GAS AND ELECTRIC COMPANY

4. Please explain how KIUC could “agree to” an off-system sales “cost recovery mechanism” in this proceeding given KIUC’s strong opposition to a wind power cost adjustment in Case No. 2009-00353.

Response:

Mr. Kollen’s understanding of the KIUC legal position is that the Commission cannot impose such a cost recovery mechanism, but it can approve a settlement that includes such a revenue sharing mechanism. Kentucky Power has had an off-system sales sharing mechanism incorporated into its FAC for many years.