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June 21, 2010

KENTUCKY PUBLIC SERVICE COMMISSION

RECEIVED

JUN 22 2010

PUBLIC SERVICE
COMMISSION

Mr. Jeff Derouen, Executive Director
Kentucky Public Service Commission
P.O. Box 615, 211 Sower Boulevard
Frankfort, Kentucky 40602-0615

Re: Case No. 2009-00548
Application of Kentucky Utilities Company for an Adjustment of Rates

Dear Mr. Derouen:

Please find enclosed for filing with the Commission an original and ten copies of my reply to KU's response re the application for a rehearing of the Commission's Order of June 2, 2010 denying my full intervention as an individual environmentalist in the above-referenced proceeding.

Sincerely,



Geoffrey M. Young

Enclosures

cc: Parties listed on the Certificate of Service

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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JUN 22 2010

PUBLIC SERVICE
COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY)
UTILITIES COMPANY FOR AN)
ADJUSTMENT OF BASE RATES)

CASE NO.
2009-00548

REPLY TO KU'S RESPONSE RE
APPLICATION FOR REHEARING
OF PETITION TO INTERVENE
OF GEOFFREY M. YOUNG

On June 18, 2010, Kentucky Utilities Company ("KU") submitted an unsolicited response to my application for rehearing on the question of my full intervention in this proceeding. This is my reply, as a non-attorney, to KU's document.

The statute that governs the rehearing of any Commission decision reads as follows:

KRS 278.400 Rehearing.

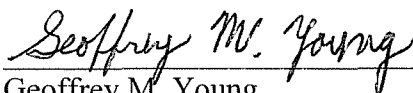
After a determination has been made by the commission in any hearing, any party to the proceedings may, within twenty (20) days after the service of the order, apply for a hearing with respect to any of the matters determined. Service of a commission order is complete three (3) days after the date the order is mailed. The application shall specify the matters on which a rehearing is sought. The commission shall either grant or deny the application for rehearing within twenty (20) days after it is filed, and failure of the commission to act upon the application within that period shall be deemed a denial of the application. Notice of the hearing shall be given in the same manner as notice of an original hearing. Upon the rehearing any party may offer additional evidence that could not with reasonable diligence have been offered on the former hearing. Upon the rehearing, the commission may change, modify, vacate or affirm its former orders, and make and enter such order as it deems necessary.

In its Response, KU asserted that because I supposedly offered “no new arguments, no new evidence, and no new authorities,” and because I offered “nothing that would justify rehearing pursuant to KRS 278.400,” the Commission should summarily deny my Application for Rehearing. KU also asserted that “The General Assembly did not include KRS 278.400 in our statutory scheme as a vehicle to continue making arguments that have failed.” The plain language of the statute, however, states that “any party *may* offer additional evidence that could not with reasonable diligence have been offered on the former hearing” [emphasis added], not that the applicant *must* do so in order to have his application considered. KU’s entire response is based on a misreading of the applicable statute, which sets forth an administrative procedure for appealing any decision of the Commission without immediately resorting to the Kentucky courts.

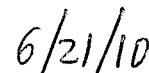
My Application for Rehearing claimed that the Commission did not properly follow 807 KAR 5:001 Section 3(8) in developing and issuing its Order that denied my petition for full intervention. I presented a detailed analysis of the Commission’s Denial Order in an attempt to show that the arguments made therein were not reasonable. If my claim is correct, there would be more than enough justification for the Commission to grant my application for rehearing and to reverse its Denial Order.

Because KU’s entire response is based on a misreading of the applicable statute, I respectfully request that the Commission disregard KU’s response in its entirety.

Respectfully submitted,



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Date

CERTIFICATE OF SERVICE

I hereby certify that an original and ten copies of the foregoing Application for Rehearing were mailed to the office of Jeff DeRouen, Executive Director of the Kentucky Public Service Commission, 211 Sower Boulevard, Frankfort, KY 40601, and that true and correct copies were mailed to the following parties of record on this 21st day of June, 2010.

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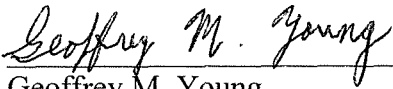
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Signed,



Geoffrey M. Young

6/21/10

Date