

RECEIVED

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

APR 29 2010

PUBLIC SERVICE
COMMISSION

In the Matters of:

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

-and-

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

ATTORNEY GENERAL'S MOTION TO REDACT
EXHIBIT TO HIS PRE-FILED TESTIMONY

PUBLIC REDACTED VERSION

Comes now the Attorney General, by and through his Office of Rate Intervention, and hereby moves that the Commission redact and replace certain schedules contained in exhibits attached to the pre-filed written direct testimony of his expert witness, Mr. Michael Majoros, which was filed in both the above-styled cases.

In support of this motion, he states that said exhibits may make indirect reference to data obtained from the petitioners' data responses that were submitted under seal of confidentiality. Said information was mistakenly and inadvertently included in two exhibits prepared by Attorney General witness Michael Majoros. Although said information could also have been obtained in other public formats, the Attorney General believes that in keeping with the

spirit if not the letter of the confidentiality agreement he entered with said petitioners, that said information should be redacted.

Additionally, the schedules at issue contain certain minor errors as will be corrected in the attached substitute exhibits which the Attorney General requests be substituted into the record.

The schedules and exhibits at issue are as follows:

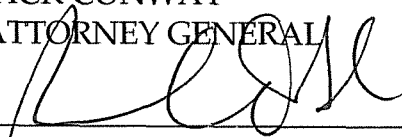
Case No.	Exhibit and Schedule Identification	Summary of Changes
2009-00548	Exhibit MJM-1, Schedule 1.4.1	Redact numerical data in public version; Change source reference to AG 1-57
2009-00549	Exhibit MJM-1, Schedule 1.4.1	Redact numerical data in public version; Change source reference to AG 1-57
	Exhibit MJM-3, Schedule 3.3.1	Redact numerical data in public version; Change source reference to AG 1-57

The Attorney General attaches the following exhibits to this public redacted motion: Exhibit 1-B, which contains the public redacted version of the exhibit to be substituted in Case No. 2009-00548; and Exhibit 2-B which contains the public redacted versions of the two exhibits to be substituted in Case No. 2009-00549.

WHEREFORE, the Attorney General requests that the Commission grant his motion.

Respectfully submitted,

JACK CONWAY
ATTORNEY GENERAL



DENNIS G. HOWARD, II
LAWRENCE W. COOK
PAUL D. ADAMS
ASSISTANT ATTORNEYS GENERAL
1024 CAPITAL CENTER DRIVE, STE. 200
FRANKFORT KY 40601-8204
(502) 696-5453
FAX: (502) 573-8315

Certificate of Service and Filing

Counsel certifies that an original and ten photocopies of the foregoing were served and filed by hand delivery to Jeff Derouen, Executive Director, Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky 40601; counsel further states that true and accurate copies of the foregoing were mailed via First Class U.S. Mail, postage pre-paid, to:

Lonnie E Bellar
E.ON U.S. LLC

220 West Main Street

Louisville, KY 40202
Honorable David C Brown, Esq.
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

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

Honorable Gardner F Gillespie
Hogan & Hartson, L.L.P.
555 Thirteenth Street, N.W.

Washington, DC 20004-1109

Honorable Michael L Kurtz
Boehm, Kurtz & Lowry
36 East Seventh Street, Suite 1510
Cincinnati, OH 45202

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

Honorable Allyson K Sturgeon
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

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

M. Malone
Hurt, Crosbie & May PLLC
The Equus Building
127 West Main Street
Lexington, KY 40507

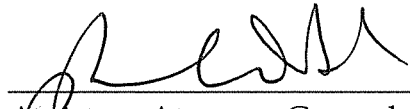
Tom Fitzgerald, Director
Kentucky Resources Council
PO Box 1070
Frankfort KY 40602

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

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

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

this 29th day of April, 2010



Assistant Attorney General

EXHIBIT 1-B

KU & LG&E Consolidated Tax Savings and Effective Tax Rate

<u>KU</u>	2007	2008	2009	2 Year Average
1 Positive Taxable Income				
2 KU Taxable Income				
3 Percent KU				
4 Tax Losses				
5 Tax Losses Allocated to KU				
6 2 Year Average				
Federal Income Taxes				
7 @35% 0.35				
8 Effective tax rate				
<u>LG&E</u>	2007	2008	2009	2 Year Average
9 Positive Taxable Income				
10 LG&E Taxable Income				
11 Percent LG&E				
12 Tax Losses				
13 Tax Losses Allocated to LG&E				
14 2 Year Average				
Federal Income Taxes				
15 @35% 0.35				
16 Effective tax rate				

Source: Response to AG 1-57

EXHIBIT 2-B

KU & LG&E Consolidated Tax Savings and Effective Tax Rate

KU	2007	2008	2009	2 Year Average
1 Positive Taxable Income				
2 KU Taxable Income				
3 Percent KU				
4 Tax Losses				
5 Tax Losses Allocated to KU				
6 2 Year Average				
Federal Income Taxes				
7 @35% 0.35				
8 Effective tax rate				
LG&E	2007	2008	2009	2 Year Average
9 Positive Taxable Income				
10 LG&E Taxable Income				
11 Percent LG&E				
12 Tax Losses				
13 Tax Losses Allocated to LG&E				
14 2 Year Average				
Federal Income Taxes				
15 @35% 0.35				
16 Effective tax rate				

Source: Response to AG 1-57

KU & LG&E Consolidated Tax Savings and Effective Tax Rate

KU	2007	2008	2009	2 Year Average
1 Positive Taxable Income				
2 KU Taxable Income				
3 Percent KU				
4 Tax Losses				
5 Tax Losses Allocated to KU				
6 2 Year Average				
Federal Income Taxes				
7 @35% 0.35				
8 Effective tax rate				

LG&E	2007	2008	2009	2 Year Average
9 Positive Taxable Income				
10 LG&E Taxable Income				
11 Percent LG&E				
12 Tax Losses				
Tax Losses Allocated to				
13 LG&E				
14 2 Year Average				
Federal Income Taxes				
15 @35% 0.35				
16 Effective tax rate				

Source: Response to AG 1-57

Allocation of Savings to LGE Electric and Gas	Test Year Income Taxes 1/	Percent	Allocated Savings
Electric			
Gas			
Total			

1/ Source: Filing Requirement 10(7)(a)