#### COMMONWEALTH OF KENTUCKY

#### BEFORE THE PUBLIC SERVICE COMMISSION

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APPLICATION OF EAST KENTUCKY POWER	)	
COOPERATIVE, INC. FOR GENERAL	)	CASE NO. 2010-00167
ADJUSTMENT OF ELECTRIC RATES	)	

#### NOTICE OF FILING

Notice is given to all parties that the following materials have been filed into the record of this proceeding:

- The digital video recording of the evidentiary hearing conducted on November 30, 2010 in this proceeding;
- Certification of the accuracy and correctness of the digital video recording;
- All exhibits introduced at the evidentiary hearing conducted on November 30, 2010 in this proceeding;
- A written list of the exhibits introduced at the evidentiary hearing conducted on November 30, 2010 in this proceeding;
- A written log listing, *inter alia*, the date and time of where each witness' testimony begins and ends on the digital video recording of the evidentiary hearing conducted on November 30, 2010.

A copy of this Notice, the certification of the digital video record, exhibit list, and hearing log have been served by first class mail upon all persons listed at the end of this Notice. Parties desiring an electronic copy of the digital video recording of the hearing in

Windows Media format may download a copy at <a href="http://psc.ky.gov/av\_broadcast/2010-00167/2010-00167">http://psc.ky.gov/av\_broadcast/2010-00167</a> 30Nov10 Inter.asx. Parties wishing an annotated digital video recording may submit a written request by electronic mail to <a href="mailto:pscfilings@ky.gov">pscfilings@ky.gov</a>. A minimal fee will be assessed for a copy of this recording.

The exhibits introduced at the evidentiary hearing may be downloaded at <a href="http://psc.ky.gov/pscscf/2010%20cases/2010-00167/">http://psc.ky.gov/pscscf/2010%20cases/2010-00167/</a>.

Done at Frankfort, Kentucky, this 1<sup>st</sup> day of December 2010.

inda Faulkner

Director, Filings Division

Public Service Commission of Kentucky

Lawrence W Cook Assistant Attorney General Office of the Attorney General Utility & Rate Intervention Division 1024 Capital Center Drive Suite 200 Frankfort, KY 40601-8204 Mark David Goss Frost, Brown, Todd, LLC 250 West Main Street Suite 2700 Lexington, KY 40507 Honorable Michael L Kurtz Attorney at Law Boehm, Kurtz & Lowry 36 East Seventh Street Suite 1510 Cincinnati, OH 45202

Ann F Wood East Kentucky Power Cooperative, Inc. 4775 Lexington Road P. O. Box 707 Winchester, KY 40392-0707

#### COMMONWEALTH OF KENTUCKY

#### BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF EAST KENTUCKY POWER COOPERATIVE, INC. FOR GENERAL ADJUSTMENT OF ELECTRIC RATES

CASE NO. 2010-00167

CERTIFICATE

I, Kathy Gillum, hereby certify that:

- 1. The attached DVD contains a digital recording of the hearing conducted in the above-styled proceeding on November 30, 2010;
  - 2. I am responsible for the preparation of the digital recording;
  - 3. The digital recording accurately and correctly depicts the hearing;
- 4. All Exhibits introduced at the hearing of November 30, 2010 are attached to this Certificate, as well as the "Exhibit List", which correctly lists all exhibits introduced at the hearing of November 30, 2010.
- 5. The "Hearing Log" attached to this Certificate accurately and correctly states the events that occurred at the hearing of November 30, 2010 and the time at which each occurred. The hearing of November 30, 2010 is Part 1 of 2, with Part 2 scheduled to be held at a later date.

Given this 1/5+ day of December, 2010.

Kathy Gillum, Notary Public

State at Large

My commission expires: Sept 3, 2013



#### Case History Log Report

Case Number: 2010-00167 30Nov10

Case Title: East Kentucky Power Cooperative, Inc.

Case Type: General Rates

Department: Plaintiff: Prosecution: Defendant: Defense:

Date: 11/30/2010

Location: Default Location

Judge: David Armstrong, Jim Gardner, Charles Borders

Clerk: Kathy Gillum

Bailiff:

**Event Time** Log Event Case Started 9:49:32 AM 9:49:35 AM Case Recessed 10:24:23 AM Case Started 10:24:43 AM Preliminary Remarks

10:25:07 AM Introductions

Note: Kathy Gillum

Mark David Goss, counsel for EKPC; Mike Kurtz, counsel for Gallatin Steel Company; Larry Cook and Dennis Howard, counsel for Office of the Attorney General; and Quang Nguyen, PSC Staff Attorney.

10:26:02 AM Settlement Agreement Discussion 10:26:11 AM

Statement by Dennis Howard, AOG

Note: Kathy Gillum

Mr. Howard stated that there was a partial settlement agreement. Agreement had not been reached regarding revenue requirement

which would still require an evidentiary hearing.

Statement by Mark David Goss, EKPC and Introduction of Exhibit 10:26:52 AM

Note: Kathy Gillum

Mr. Goss stated that Mr. Howard was correct. Mr. Goss stated that a full and complete settlement agreement had been reached between EKPC and Gallatin Steel. Mr. Goss also stated that the lastest version of the agreement was given to counsel a few minutes prior to hearing, and the parties were continuing to work on agreement. They could possibly submit to the PSC with supporting testimony within a couple of days, and possibly have an informal conference on Friday. Mr. Goss requested a recess of hearing and a re-convene in near future. Mr. Goss also stated that Notice of Publication showing that notice of public hearing was publicized in the appropriate newspapers. Requests for leave to make notice of publication an Exhibit to hearing. Mr. Goss stated that the notice of pubication was faxed copies, and requested permission to supplement record with the originals when they were received via mail. Permission granted by Chairman. Notice of publication consisting of 6 pages, including cover letter, marked as EKPC Exhibit 1.

10:31:50 AM Chairman Armstrong

Note: Kathy Gillum

Chairman requested that counsel supply Clerk with copy of Exhibit

10:32:01 AM	Statement by Quang Nguyen, PSC	
	Note: Kathy Gillum	Statement made to confirm that Notice of Publication had been filed with the PSC earlier today.
10:32:46 AM	No Public Comments	
	Note: Kathy Gillum	Chairman Armstrong made call for public comments. No one appeared from the public.
10:33:37 AM	Statement by Chairman Armstrong	
	Note: Kathy Gillum	Chairman stated that December 9th would be agreeable to PSC to reconvene hearing. All parties to case agreed.
10:35:16 AM	Camera Lock Mode Deactivated	
10:35:16 AM	Normal Mode Activated	
10:35:16 AM	Video Conference On	
10:35:15 AM	Hearing Adjourned	
	Note: Kathy Gillum	Chairman Armstrong adjourned hearing. Hearing to reconvene at 10:00 am December 9, 2010.
10:35:36 AM	Case Recessed	·
10:39:01 AM	Video Conference Off	
1:39:39 PM	Case Stopped	



#### **Exhibit List Report**

Case Number: 2010-00167\_30Nov10

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Lase	Hue.	EdSt	REHLUCKY	PUWEI	Cooperative,	THE

Department:

Plaintiff:

Prosecution:

Defendant:

Defense:

Name

Description

EKPC Exhibit 1

Notice of Proof of Publication and Cover Letter (6 pages)



KENTUCKY · OHIO · INDIANA · TENNESSEE · WEST VIRGINIA

Mark David Goss (859) 244-3232 MGOSS@FBTLAW.COM

November 30, 2010

#### Via Hand-Delivery

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

Re: Case No. 2010-00167

Dear Mr. Derouen:

Please find enclosed for filing in the above-referenced case ten (10) facsimile copies of the notarized proof of publication from the Kentucky Press Service, Inc., for the hearing in East Kentucky Power Cooperative, Inc.'s ("EKPC") general rate case. EKPC will submit the original documents at a later date.

Sincerely yours,
Mark David Soss by april

Mark David Goss

Enclosures

cc: Parties of Record

#### NOTARIZED PROOF OF PUBLICATION

COMMONWEALTH OF KENTUCKY

Before me, a Notary Public, in and for said county and state, this day of
Novembra, 2010 came RACHEL M! CANTY
personally known to me, who, being duly sworn, states as follows: that she is the
Advertising Assistant of the Kentucky Press Service, Inc.; that she has personal
knowledge of the contents of this affidavit; and that the publications included on the
attached list published the Legal Notice for East Keptucky Power Company.
Signature

Notary Public
My Commission Expires: 9-18-12

(SEAL)

11/29/2010 17:45 502-226-3867 KENTUCKY PRESS SER. PAGE 03/03



#### KENTUCKY PRESS SERVICE

101 CONSUMER LANE FRANKFORT, KY 40601-Voice (502) 223-8821 Fax (502) 875-2624

Monday, November 29, 2010 03:57 PM

#### Invoice

Jerry McDonald

East KY Power Cooperative

PO Number

PQ Box 707

Order

10113EE0

Winchester, KY 40392-0707

Client

Agency

East KY Power

#### Newspaper

Iscarabahei							
Caption	Run Date	Ad Size	Rate	Rate Name	Color	Disc.	Total
COVINGTON KY ENQUIRER							
Notice of Public HearingMain News	11/17/2010	2 x 3	\$56.39	SAU	\$0.00	15.0000%	\$338.34
LEXINGTON HERALD-LEADER							
Notice of Publio Hearing⊸ Legals	11/17/2010	ЗхЗ	\$41.57	CLDIS	\$0.00	0.0000%	\$374.13
LOUISVILLE COURIER-JOURNAL	-						
Notice of Public Hearing Legals	11/17/2010	3 x 3	\$109,64	CLDIS	\$0.00	0.0000%	\$986,76
				Total Advert	ising		\$1,699.23
				Discounts			\$50.75
				Tax: USA			\$0,00
				Total Invoice	9		\$1,648.48
				Payments			\$0,00
				Adjustments	<b>;</b>		\$0,00
				Balance Due	ł		\$1,648.48

ANY QUESTIONS CONCERNING TEARSHEETS AND ALL REQUESTS FOR ACCOUNT CREDIT MUST BE MADE WITHIN FIVE DAYS OF THE DATE OF THIS INVOICE. IF THE REQUEST IS NOT RECEIVED WITHIN FIVE DAYS, THE CLIENT IS RESPONSIBLE FOR FULL PAYMENT OF THE INVOICE AMOUNT. Amount Due Subject to 1.5% Service Charge After 30 Days Please Pay From This Invoice. No Statement Will Be Sent.

Unen-County Energy Cooperative, Jackson Energy Cooperative, Licking Valley RECC, Notin RECC, Owen Electric

STANCE MAIL

3703654

Cooperative, Salf River Electric Cooperative, Shalby Energy

Cooperative, South Kentucky RECC, and Taytor County

EAST KENTUCKY POWER COOPERATIVE, INC.

WINCHESTER, KY 40392-0707

(859) 744-4812 P.O. Box 707

PAGE

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452 OPPORTUNTES FRANCHISES

Cervantes Dis- FOR AFROMISE; of octors Inc., mail- for AFROMISE; ing address, 459, especially one re- for the control of the c

with a company, check it out with

chises: Before do business

74 LEGAL NOTICES

F, Bennett Ave. area 859-576-6730. Lost orange Cat, REV

DESIGNATION

**TURE** 

Lost: CAT, Lane Allen area. Pale Orange w/wht. Feet & chest. 859-260-1161. LOST : Calico cat, 3701752

FOR RES

FARMS

orral, Winches-er 606-725-4740 or ps-495-6414, 5200 LOST: F. German 451 REWARD. PINLICO area, 3br, 1ba, new carpet, kitchen, roof, win-

26.3br, 5825 & e 859-272-9223

M. gray & white. US68 - Barkley Estates area. 859-885-7728. Found Dog North LOST: SHELTE Fayelle 859-621-627 sqft, open floor i plan in Jessamine Co.5590 mo. Call Kendell 321-3510

Loudon, N. Lime area, 859-421-3905. FOUND: BEAGLE ALL BRICK, 2 large

Notice is hereby given that the Kentucky Public Service Commission (the "Commission") will conduct a public hearing at 10:00 a.m. Eastern Standard Time on November vard, Frankfort, Kentucky 40602, for the purposes of taking Power Cooperative, Inc. ("EKPC") and Intervenors in Case

NOTICE OF PUBLIC HEARING

30, 2010 in Hearing Room 1, at its offices at 211 Sower Bouleevidence and cross examining witnesses of East Kentucky

This notice is being made pursuant to the requirements of No. 2010-00167, EKPC's general adiusfment of electric rates.

KRS 424.340, 807 KAR 5:011 Section 8(5), and 807 KAR 5:001

Section 10(5). The Commission's decision may affect the retail rates of the following EKPC member systems: Big Sandy erative, Cumberland Valley Electric, Farmers RECC,

RECC, Blue Grass Energy Cooperative, Clark Energy Coop-Fleming-Mason Energy Cooperative, Grayson RECC,

5775/180. OWNER FINANCING 1133 Kalone Way 38R, 18A Blue Grass Reafty 859-489-7611

164 LOST & FOUND

DIVORCE WITH OF

\$500 mo. includes HOUSE TO share.

Hambury \$1,000 Per month, 5 offices,

175 Acres 5297,500— Creek Frontage, 50% Wooded w/ Wildfife -

2-acres, 4BR,

\$25,000 to Bur \$227,900 258

OFFICE JEAN

8

start at \$450 start at \$550

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maste COLDE

00 Month Nice move in ition \$325,000

14th 2-4 010 Eastland Drive

STEEL W

N. Gerrard Co.

28R, Tacre, \$2 859-509-231 PETS OK!

Larye 1 & 2 BR All Utilities Paid, 806–4617

3br, 1.5ba, fenced, 5700+dep 254-0842 HARTLAND area,

BEAUFORT DR

3BR, lots af extras \$1350, 859-621-3652

499

SMOKING, \$750 859-489-1593

Move-in Specials 750 McCullough lor, 1ba, all utilities included, \$495 311 Christy Aya

Lg1br Cochran Rd Apt, \$625, incl wa-ter & gas 281-5642

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FREE UTILITIES

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M. Britishie, ec. 4-17

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Lexington
1215 Sq. Ft Newly
Removated with
Plenty of Parking
in front and gated
storage in the rear. OPEN HOUSE OF-fice Building Sunday November rage in the rear. Offices, 4 Re-

5 Acres - \$29, \$2900 Do

LaBar

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\$44,900 w.Z } 8

18. Acres - 539,900 vv./ 53000 Down,

12 Acres - \$49,900 w/

See virtual tour at Rector Hayden

Dorothy LaBar

Ment in Glov 24Wooden Sp

638 Landritshire 4br/3.5ba/3161 si \$238,800/deck 3br/2ba/1710 sf \$154,900/parfio 933 Ridgebrook

See virtual tour at

3br/2ba/1220 s \$124,900/deck

713 Morgan Hills

Maria Grass Paper are avail-3 Open Sun 2-4 Maria Geras 659-229-2295

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WEDNESDAY, NOVEMBER 17, 2010

lected because of their similarities ering economic information has tee, said just the process of gathmember of the steering committo Lexington, including population and the fact that all are uni-Councilman Kevin Stinnett, Greathouse said they were sethe meeting, which will be at the commissioner of agriculture's office, 111 Corporate Drive. The meeting is open to the public. sion on horse-related issues. The tentative agenda newly formed Livestock Care Standards Commishas the 15-member board selecting its chair at General Assembly earlier this year, will advise the In Frankfort. The council, which was cheared by ne

a member of the University of Kentucky College commissioner of agriculture; the state veterinarian on agriculture, who are non-voting members; the bforfune@herald-leader.com

development strategy being develprogress of a \$150,000 economic bers were briefed Tuesday on the Urban County Council mem-

city should target, including toured by Commerce Lexington and nomic of Austin and jointly fundthe city, focuses on industries the usm, animal science, life sciences, being conducted by Angelou Eco-The second phase of the study,

oped for Lexington.

18:36

11/29/2010 software, internet technology and

won election in the mayor's race earlier this month over incumbent lenges ahead," said Gray, who where we are today and the chal-

must review the information and 25 steering committee members est piece of the strategy, saying ington, declined to detail the latpresident with Commerce Lex-Gina Greathouse, senior vice

chanenges was pertormen.

Mayor Jim Newberry. "This helps us understand

correct any factual errors before

out in mid-February. in May, is expected to be rolled the desert."----

and other business climate issues. at Lexington's strengths and ment was completed that looked the economy, population trends been affected by the downturn in weaknesses, in August, a market assesshow the area had versity towns.

ety of measures is being compared to benchmark cities, including stands, its performance on a vari-To gauge where Lexington good," Stinnett said. "It has ont engaged the community.

"Already it's done a lot of

of the House and Senate standing committees Members of the board include the chairmen

# CLASSIFIED | courier-journal.com

NOTICE OF BOND PUBLIC HEARING SALE NOVEMBER 30, 2010

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NOTICE OF PUBLIC HEARING

12 Probabe 13 Imitatko To Bid A Public Notices 11 Foredosures Notice is hereby given that the Kentucky Public Service Commission (the "Commission") will conduct a public bearing at 10:00 a.m. Eastern Standard Time on November 30, 2010 in Hearing Hoom 1, at its offices al 231 Sower Boulevard, Frankfort, Kentooky 40602, for the purposes



ADVERTISEMENT FOR BID

Cooperative, Cumberland Valley Electric, Farmers RECC, Reming-Mason Energy Cooperative, Grayson RECC, Inter-County Energy Cooperative, Jackson Energy Cooperative, Licking Valley RECC, Nofin RECC, Owen Electric Cooperative, Salt River Electric Cooperative,

Sealed bids will the Louisville 2 Water Company Purchasing De-1 partment up to 5 11:00 a.m. EST on the bid open-1 Shalby Energy Cooperative, South Kentucky RECC, and Taylor County

EAST KENTUCKY POWER COOPERATIVE, INC.

P.O. Box 707 WINCHESTER, KY 40392-0707

(859) 744-4812

Bid 10-185 / Restraint Joint

County (Nem. Pur tucky) School 190 District Finance vill Corporation, will nin mill 1:00 P.M. Stol E.S.T., on No pub vember 29, 2010 Tur receive in the of verr fice of the Ken- at 1 fucky School Fa- the cellifies Lou Construction E a Commission, Sul Main Street, Nor Frankfort, Ken- tor tucky 40601, Lou competitive bids tuc for kt \$12,735,000 foll The Metcalfe

> taking evidence and cross examining witnesses of East Kentucky Power Cooperative, Inc. (\*EKPC\*) and Intervenors in Case No. 2010-

100167, EKPC's general adjustment of electric rates. This notice is being made pursuant to the requirements of KHS 424,300, 807 KAH 5.011 dision may affers the retail rates of the following EKPC member sys-Rems: Big Sandy RECC, Blive Grass Energy Cooperative, Clark Energy Section 8(5), and 807 KAR 5:001 Section 10(5). The Commission's de-

Change in zon-ing from OR-3 Of-fice/Residential and C-1 Com m from Ross, Sinclaire & Asso-ciates, LLC, BQ.

Commercial on Property located at 9502 and 9505 Williamsburg

Industrial/Clerical/ Professional? Apply to specific positions on www.advantage staffingjobs.com LOCKING FOR WORK?

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9 Nease call 582-491-1119 x8105 or fax resume to 502-491-1032

55 any Strains ADMINISTRATIVE ASSISTANT

TIPTON & UNROE

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I landscaping, etc.
t. Local, full or part
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sition. Call Mariene Looking for a hard-working for a hard-and creative support shaft to assist individ-qual's will help every-day meets. All shifts arrainfule Must have reliable fransportation.

Building, 310 North Whitting-ton Parkway, Louisville, Ken-tucky, on the following pro-E a m p u s ... Founder's Union land in the City of Hurstbourne,

CASE NO. 13545 Kentucky:

COUNTY SU

Cable/Internet/ elephone Technician Premier CC, Inc. 502-224-7638 616 GRIEAL AREA SUPERVISOR Send resume to: dzasst@gmail.com

THE COURIER-JOURNAL | Wednesday, November 17, 2010 | E

Pursuant to KRS

190 the Louis- sylle Metro Rlan- shift Metro Rlan- sho ning Commission will hold a spublic hearing on Tues day, November 30, 2010, state University of Louisville Shelby

Revenue Bonds,

Tax-Exempt Series of 2010, dat-ed Docember 1, 2010; maturing December 1, 2011 through 2030. Specific information and re-tion and re-quired Official Bid Form avail-Bid Form avail-able in POS at

ing date indicated for the fol-

The utilize of its Julieszo Cloud Courd Coundissoner has been ordered to sell the jobswing sourcement and publication of milicasts. December 7, 2010 at 1000 cm. To the hybrid public instant to payments ordered in the following activities at the SIA to the first and the SIA to the self of the first of th

WASTER CONNESSORER

Clamps Bid Opening Date:

Buyer: Carol Ly-on s (502) 559-3600, ext. December 1, 2010

date at the same hour the Corporation will also consider competitive bids for

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handled it very well, which was surprising because I'd have thought he would be a little more nervous about it, but he did very well," Krista said.

but I told him it must have been meant to be, because he delivered her," Krista said.

Her birthplace "is kind of ironic, too," she chuckled.





#### **NOTICE OF PUBLIC HEARING**

Notice is hereby given that the Kentucky Public Service Commission (the "Commission") will conduct a public hearing at 10:00 a.m. Eastern Standard Time on November 30, 2010 in Hearing Room 1, at its offices at 211 Sower Boulevard, Frankfort, Kentucky 40602, for the purposes of taking evidence and cross examining witnesses of East Kentucky Power Cooperative, Inc. ("EKPC") and Intervenors in Case No. 2010-00167, EKPC's general adjustment of electric rates. This notice is being made pursuant to the requirements of KRS 424.300, 807 KAR 5:011 Section 8(5), and 807 KAR 5:001 Section 10(5). The Commission's decision may affect the retail rates of the following EKPC member systems: Big Sandy RECC, Blue Grass Energy Cooperative, Clark Energy Cooperative, Cumberland Valley Electric, Farmers RECC, Fleming-Mason Energy Cooperative, Grayson RECC, Inter-County Energy Cooperative, Jackson Energy Cooperative, Licking Valley RECC, Nolin RECC, Owen Electric Cooperative, Salt River Electric Cooperative, Shelby Energy Cooperative, South Kentucky RECC, and Taylor County RECC.

EAST KENTUCKY POWER COOPERATIVE, INC. P.O. Box 707 WINCHESTER, KY 40392-0707 (859) 744-4812

CE-000043363





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### ESCAPE

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## #1 TIRE DEALER IN NORTHERN KENTUCKY

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