



DUKE ENERGY CORPORATION

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VIA OVERNIGHT DELIVERY

February 2, 2011

RECEIVED

FEB 03 2011

**PUBLIC SERVICE
COMMISSION**

Mr. Jeff Derouen
Executive Director
Kentucky Public Service Commission
211 Sower Blvd
Frankfort, KY 40601

Re: The Annual Cost Recovery Filing For Demand Side Management by Duke Energy Kentucky, Inc.
Case No. 2010-00445

Dear Mr. Derouen:

Enclosed please find an original affidavit and newspaper notices, one each from three separate newspapers, to be filed as proof of publication of Duke Energy Kentucky, Inc.'s application in the captioned-matter. The legal notice was published in *The Kentucky Enquirer* on November 19, November 26 and December 3, 2010.

Please date-stamp the extra two copies of this letter and affidavits and return to me in the enclosed envelope.

Sincerely,

Kristen Cocanougher

Kristen Cocanougher

cc: Dennis Howard II (w/o enclosures)

Nov 26, 2010

THE ENQUIRER

K FRIDAY, NOVEMBER 26, 2010 B7

ACROSS THE RIVER

At zoo, 1.7 million lights are shining

By John Johnston
enquirer.com

Twinkling lights, frustrated squirrels and a whole lot of cheering were the highlights at Cincinnati Zoo & Botanical Garden director Thane Maynard and marketing/public relations director Chad Yelton sat down this week to discuss the 25th annual PNC River Lights, which begins today. The festival typically draws 175,000 people, making it the year's best-attended event of the year.

QUESTION: How many lights are there?

Maynard: There's a million lights. If you want to be exact, it's 1.7 million.

Maynard: This will be our third year of all LED, which are low-voltage, high-efficiency lights.

Yelton: It's a \$20,000 savings in electricity cost each year. The savings are enough to power 20 houses for a year.

C: Are the lights or burned out bulbs liable to be replaced during the festival?

Yelton: We used to replace 75,000 incandescent bulbs during the course of the event.

Maynard: They must have been put in because they're not wanted.

Yelton: They were the same size as incandescent.



Photo by Tim Jensen/The Enquirer

Kevin and Chelsi Fisher of Sharonville follow their kids through a tunnel of lights at the Cincinnati Zoo.

which would actually measure the bulb out of the strand, because we'd find piles of them in little nests.

Maynard: Think of their frustration. They come back in masses, and there's a bunch of dead, bulbless nests.

Yelton: That's a thing of the past. With LED, you can turn out the bulb.

Q: How many LEDs are replaced in a season?

Yelton: I'd say it's like 100 strands, so 2,000 lights.

Q: How many strands are there?

Yelton: 65,000. Each strand is 125 feet long. It's 160 mils of lights.

Q: Somebody on the lookout for damaged or burned out bulbs?

Maynard: A mighty clever person will go around along

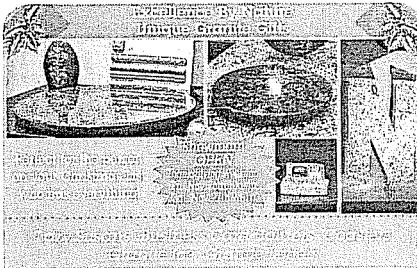
with part of the staff, four or five of us, will go around and label trees — this should be orange or this should be pink or this should be blue. The first week of August, probably six weeks, we'll do a walk-through of the entire park.

Q: Anything else?

Maynard: We will see up to 250 pounds of trash thrown in the next six weeks and 200,000 pounds of trash.

Maynard: A mighty clever person will go around along

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Cincy school district says Duke overcharged

By Jessica Brown
enquirer.com

Cincinnati Public Schools is filing a complaint today against Duke Energy alleging the utility overbilled the district by more than a half-million dollars.

According to the complaint, Duke overbilled the district at least \$517,760 between 2004 and 2008. The district's electric utility, its modular units — temporary buildings that schools use while their buildings are being renovated.

The district says Duke applied the residential rate to units and therefore had to overcharge an incorrect and more expensive rate for years.

The district discovered the problem after hiring an energy consultant to do a routine audit of its energy bills. It decided to file the complaint

with the Public Utilities Commission of Ohio after Duke refused to give a full refund, said Jonathan Boyd, district treasurer.

Boyd has previously told The Enquirer that he believes it has charged the district correctly.

The district sent the complaint to PUCO via overnight mail on Tuesday because PUCO was closed on Thanksgiving. The complaint won't be heard until today.

The district is seeking a refund and court costs.

The district also asked Duke to waive the residential rate to non-residential customers, whom it claims are available to them. It claims Duke's service regulations require that utility let customers choose among the cheapest options that fit their needs.

In this case, that didn't happen, according to the district.

"It's unfortunate that Duke refuses to give us the refund," Boyd said. "We're clearly due the refund, and in negotiations they were willing to do a much better deal. We're not willing to accept that, it's been frustrating to get to this point."

The district also asked Duke to waive the residential rate to non-residential customers, whom it claims are available to them. It claims Duke's service regulations require that utility let customers choose among the cheapest options that fit their needs.

"While the half-million dollars won't save the district half a million dollars, means we can afford to do the things that we would otherwise have to lay off," Boyd said.

Group warns of hazardous toys

By Marc Kovac
Longtime Vindicator

COLUMBUS — An advocacy group is making its annual plea for shoppers to be careful when buying toys, after finding high levels of lead and other metals in products for young children.

The Ohio Public Research Group released its Troubled Toy Study Tuesday in Columbus in advance of the holiday shopping season, which starts Nov. 26.

This is the 25th year the group has released the report, which has led to more than 150 recalls or other actions for toys it identified as dangerous for young children.

"We've got a lot of surprises, but there's still danger in the toy box," said Jeff Griffin, a program associate for the group. "Not all the dangerous toys that we found actually violate the law, so consumers need to be very watchful when shopping for their children."

This year's study identified nine toys currently being sold in stores, including a Princess Express Train, a Disney Toy Story Set, being sold at Kmart, Bright Starts Travel Book, sold at Toys R Us and Wild Ranger Gun Toy sold at Family Dollar. All contained what the group called unsafe levels of lead or other toxic material.

Additionally, a wooden train set available online and at Hobby Lobby, construction toy sets sold at Target that could pose a choking hazard.

Griffin urged parents to buy toys that are labeled as "lead-free" and to keep children from playing with them.

"The group also called on manufacturers to increase safety standards to keep dangerous toys from being sold at www.mySafetyMobile.org,"

Duke Energy Kentucky works to revise rates to reflect the utility's Demand Side Management (DSM) rate for electric service and gas service for residential and commercial customers. Duke Energy Kentucky's current monthly DSM rate for residential gas customers is \$0.002000 per hundred cubic feet and for non-residential gas customers is \$0.001630 per kilowatt-hour and for non-residential customers is \$0.001917 per kilowatt-hour for distribution service and \$0.00070 per kilowatt-hour for transmission service.

Duke Energy Kentucky works to revise rates to reflect the utility's Demand Side Management (DSM) rate for residential electric service and gas service for residential and commercial customers. Duke Energy Kentucky's current monthly DSM rate for residential electric customers is \$0.016500 per hundred cubic feet and for non-residential electric customers would increase to \$0.001894 per kilowatt-hour and for non-residential customers would increase to \$0.001441 per kilowatt-hour for distribution service and \$0.000108 per kilowatt-hour for transmission service.

The rate contained in this notice is the rate proposed by Duke Energy Kentucky. However, the Public Service Commission may order a rate to be charged that differs from this proposed rate. Such action may result in a rate for consumers other than the rate in this notice. The foregoing rates reflect a proposed increase in electric revenues of approximately \$4.56 million or 10.4% over current total electric revenues and a decrease of \$3.64 million or (2.65)% over current gas revenues.

Any corporation, association, body politic or person, by motion within thirty (30) days after publication or mailing of the proposed rate changes request leave to intervene. The motion shall be submitted to the Public Service Commission, 211 Swope Boulevard, P.O. Box 315 Frankfort, Kentucky 40602. Interested persons may file a written request for a copy of the status and intent of the hearing. Interested persons may obtain copies of the applications and testimony by contacting Duke Energy Kentucky, Attention: Kristen Cucanough, Duke Energy, 2200 Alumnae II, P.O. Box 950, Cincinnati, Ohio 45201-0950. A copy of the application is also available for public inspection at Duke Energy Kentucky's office at 400 E. Olentangy Boulevard, Frankfort, Kentucky 40601.

NOTICE

Please take notice that Duke Energy Kentucky, Inc. has applied to the Kentucky Public Service Commission for approval to revise its Demand Side Management (DSM) rate for electric service and gas service for residential and commercial customers. Duke Energy Kentucky's current monthly DSM rate for residential gas customers is \$0.002000 per hundred cubic feet and for non-residential gas customers is \$0.001630 per kilowatt-hour and for non-residential customers is \$0.001917 per kilowatt-hour for distribution service and \$0.00070 per kilowatt-hour for transmission service.

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THE ENQUIRER

K FRIDAY, NOVEMBER 26, 2010 B7

ACROSS THE RIVER

At zoo, 1.7 million lights are shining

By John Johnston
 johnjohnson@enquirer.com

Twinkling lights, frustrated squirrels and a whole lot of hot chocolate are among the highlights of Cincinnati's & Botanical Garden director Thom Maynard and marketing/public relations director Chad Yelton sat down this week to discuss the 25th annual PNC Festival of Lights, which typically draws 1.7 million people, making it the zoo's best attended event of the year.

QUESTION: How many lights are up?

Maynard: Over a million. Yelton: If you want to be exact, it's 1.7 million.

Maynard: This will be our third year of all LEDs, which are four-voltage, high-efficiency LEDs.

Yelton: It's a \$20,000 savings [in electricity cost] each year. The savings are enough to power 20 homes for a year.

Q: Does it may break or burn out? Is it able to be replaced during the festival?

Yelton: We used to replace 75,000 incandescent bulbs during the course of the event.

Maynard: They must have liked the something I wanted.

Yelton: They were the same size as some squirrels



Kevin and Chris Fisher of Sharonville follow their kids through a tunnel of lights at the Cincinnati Zoo.

with the part of the fiscal staff

that's part of the marketing staff. They come back in minutes, and there's a batch of new bulbs.

Yelton: That's one of the past. With LEDs you can't screw the bulb.

Q: How many LEDs are placed in a season?

Yelton: We like to say it's like 100 miles, so 2,000 lights.

Q: How many strands are there?

Yelton: 65,000. Each strand is 125 feet long. It's 100 miles of lights.

Q: Is somebody on the lookout for damaged or burned out bulbs?

Maynard: A nighty chair person will go around along

with the part of the fiscal staff

that's part of the marketing staff. They come back in minutes, and there's a batch of new bulbs.

Yelton: Typically, the marketing staff finds five or six of us,

which is normal and label trees

- this should be orange, this

needs to be pink or this

should be blue. The first week

of August, probably 10 guys

will be up there working full

time on the festival. It's in the

neighborhood of 160 hours

that they live in hanging the

lights.

Q: Anything else?

Yelton: We will see 250

peaks of unseasonal rain in

the next six weeks and 20,000

gallons of not close-out and

10,000 gallons of coffee

Cincy school district says Duke overcharged

By Jessica Brown
 jessica.brown@enquirer.com

Cincinnati Public Schools is filing a complaint today against Duke Energy alleging the utility overcharged the district more than half a billion dollars.

According to the complaint, Duke overbilled the district at least \$517.55 between 2001 and 2008. That includes 10 years in which the modularity buildings that schools use while their buildings are being renovated.

The district says Duke incorrectly classified its energy and other bills and had been charging an incorrect base rate for expensive rates.

The district discovered the problem after hiring an energy consultant to do a routine audit of its energy bills. It decided to file the complaint

with the Public Utilities Commission of Ohio after Duke refused to give a full refund, said Jonathan Boyd, district treasurer.

Duke has previously told the commission that it believes it has charged the district correctly.

The district sent the complaint to PUCO via overnight mail on Wednesday because PUCO is based on Thursday.

"The commission is working the final mail today."

The district is seeking a refund and court costs.

The district also asks PUCO to require Duke to provide customers who are informed about what kind of rate a company charges to use in them. It claims Duke's service regulations require that the utility let customers know about the cheap options that fit their needs in this case, that didn't happen.

It's unfortunate that Duke

refuses to give us the refund,"

Boyd said. "We're clearly due the refund and in my opinion we're willing to give much less. We're just not willing to accept that. It's been frustrating to get to this point to have to get the money back because they charged us an extra fee."

The commission expects as the district works to deal with a projected deficit of nearly \$20 million by June 2012 - a month that could trigger if the state decides to reduce its utility rates.

The district's general budget

for the 2010-11 school year

is \$1.867 million.

"With the half-million dollars

we won't save the district,

half a million dollars means

we can keep more of the

options that we would otherwise have to lay off," Boyd said.

Group warns of hazardous toys

By Marc Kovac
 marc.kovac@enquirer.com

COLUMBUS — An advocacy group is making an unusual plea for shoppers to be careful when buying toys, after finding high levels of lead or asbestos in products.

The Ohio Public Research Group repeated its trouble in Topeka study Tuesday in Columbus in advance of the holiday shopping season, which unfolded this week.

This is the 26th year the group has released the report, which has led to more than 150 recalls or other actions for items it identified as dangerous for young children.

"We've made a lot of progress, but there's still danger in the toy box," said Jeff Griffin, a program associate for the group. "Not all the dangerous toys that we found actually violate the law, so consumers need to be very watchful when shopping for their children."

This year's study identified nine toys currently being sold in stores, including a Princess Express Train, a Disney Pixar Toy Story Set, a Disney Pixar Toy Story Book and a Disney Pixar Toy Story Wild Krang Gun Toy.

Additionally, a wooden train and a wooden and a Humby Manby construction set sold at Target had parts that could pose a choking hazard.

Griffin urged parents to always check for recalls before buying products that they believe make a purchase.

Consumers should report unsafe toys to the Consumer Product Safety Commission at www.cpsc.gov.

The group also called on the industry to increase safety standards to drop dangerous toys from being sold by retailers.

Additional information about the study and unsafe toys is available online at www.toysafety.org.

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refuses to give us the refund,"

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Duke Energy Kentucky's monthly DSM rate for residential gas customers is \$0.00500 per hundred cubic feet, and for non-residential gas customers is \$0.001930 per hundred cubic feet.

Duke Energy Kentucky's current monthly DSM rate for residential electric customers is \$0.001930 per kilowatt-hour, and for non-residential customers is \$0.002017 per kilowatt-hour for distribution services and \$0.002018 per kilowatt-hour for transmission services.

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Any corporation, association, body politic or person may petition within thirty (30) days after publication or mailing of the proposed rate changes request leave to intervene. The person shall file a petition with the Public Service Commission, 210 South Federal Street, P.O. Box 151, Columbus, OH 43216-1510, and shall forth the grounds for the request including the statement of facts relied upon. Interested persons may obtain copies of the application and testimony by contacting Duke Energy Kentucky through Mr. Kristen Cacciafesta, Duke Energy, 2500 Alum II, P.O. Box 950, Cincinnati, Ohio 45201-0950. A copy of the application is also available for public inspection at Duke Energy Kentucky's office at 450 Olympic Boulevard, Erlanger, Kentucky 41018.

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ACROSS THE RIVER

At zoo, 1.7 million lights are shining

By John Johnston

enquirer.com

Twinkling lights, frustrated squirrels and a whole lot of hot chocolate were among the topics when Cincinnati Zoo & Botanical Garden director Thayne Lewis and animal health facilities director Chad Yelon sat down this week to discuss the 28th annual PNC Festival of Lights, which opens today. The festival typically draws 175,000 people, making it the 26th best attended event of the year.

QUESTION: How many lights are up?

Yellow: Over a million. If you want to be exact, it's 1,700,000.

Maynard: This will be our third year of all LEDs, which are low-voltage, high-efficiency lights.

Yellow: It's a \$20,000 savings in electricity costs each year. The savings are passed on to the power company for a year.

Q: How many broken or burned out bulbs have been replaced during the festival?

Yellow: We used to replace 5,000 (inconducive) bulbs during the course of the event.

Maynard: They must have broken like something I didn't want.

Yellow: They were the same size as an acorn. Squirrels



Kevin and Chris Fisher of Shreveport follow their kids through the Cincinnati Zoo.

would actually uncover the bulb out of the socket, because we'd find piles of them at night.

Maynard: Think of their frustration. They come back in mid-winter, and there's a bunch of plastic bulbs.

Yellow: That's a thing of the past. You can't even tell they're broken.

Q: How many lights are replaced in a season?

Yellow: I'd say it's like 100 strands, so 2,500 lights.

Q: How many strands are there?

Yellow: 68,000. Each strand is 125 feet long. It's 160 miles of lights.

Q: Anything else?

Maynard: We will see 250 models of marshmallows in the next six weeks and 20,000 gallons of hot chocolate and 10,000 gallons of coffee.

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Cincy school district says Duke overcharged

By Jessica Brown

enquirer.com

Cincinnati Public Schools is filing a complaint today against Duke Energy, alleging the utility overcharged the district by more than a half-million dollars.

According to the complaint, Duke over-billed the district at least \$411,765 between 2004 and 2009 for electric services at the district's modular units — temporary buildings that schools use when their permanent buildings are being renovated.

The district says Duke improperly classified the units and therefore had been charging an incorrect rate and over-charging the district.

The district discovered the problem after hiring an energy consultant to do a routine audit of its energy bills. It decided to file the complaint

with the Public Utilities Commission of Ohio earlier this month to investigate.

Duke has previously told The Enquirer that it believes it has charged the district correctly.

The district sent the complaint to PUCO via overnight mail on Wednesday. Because PUCO was closed on Thanksgiving, the complaint won't be filed until today.

The district is seeking a refund and compensation.

The district also asks

PUCO to require Duke to develop a plan to make sure customers are informed about their options available to them, claims Duke's service regulations require that the utility let customers know about the cheapest options that fit their needs.

In this case, that didn't happen according to the district.

"It's unfortunate that Duke refuses to give us the refund," Boyd said. "We're clearly due the refund, and in negotiations they were willing to give us much less. We're just not willing to accept that. It's been frustrating to try to get this paid because they charged us an incorrect rate."

The situation comes as the district works to deal with a projected deficit of nearly \$20 million for the 2011 school year, Boyd said.

With a half-billion-dollar

budget, half a billion dollars means we can keep five to six positions that we would otherwise have to lay off," Boyd said.

Group warns of hazardous toys

By Marc Kovac

enquirer.com

COLUMBUS — An advocacy group is warning its annual list of dangerous toys for children when buying toys, after finding high levels of lead or choking hazards in products on store shelves.

The Ohio Public Research Group released its 10th annual list of top 10 most dangerous toys for children in advance of the holiday shopping season, which officially kicks off today.

This is the 25th year the group has released the report, which has led to more than 100 recalls and other corrections for toys that it found to be dangerous for young users.

"We've made a lot of progress, but there's still danger in the toy box," said Jeff Griffin, a program manager for the group. "We still find dangerous toys that we found actually violate the law, so consumers need to be very watchful when shopping for their children."

This year's study identified nine commonly being sold in stores, including a Princess Expressions Tiara and Jewelry Set being sold at Kmart, "Bright Stars Travel Book" and "Top 100 Books" sold at Barnes & Noble. All contained what the group called unsafe levels of lead or other toxic materials.

Additionally, a wooden train set available online and a Handy Manny construction toy set sold at Target had parts that could pose a choke hazard.

Griffin urged parents to "always examine toys carefully for potential dangers before you make a purchase." And consumers should report any toy safety concerns to the Consumer Products Safety Commission's website.

The group also called on federal officials to increase safety standards to stop dangerous toys from being sold online.

Additional information about the study and unsafe toys is available online at www.toysafety.org.

Please take notice that Duke Energy Kentucky, Inc. has applied to the Kentucky Public Service Commission for approval to revise its Demand Side Management (DSM) rate for electric service for residential and commercial customers. Duke Energy Kentucky's current monthly DSM rate for residential gas customers is \$0.074572 per hundred cubic feet, and for non-residential gas customers is \$0.050000 per hundred cubic feet. Duke Energy Kentucky's current monthly DSM rate for residential electric customers is \$0.010131 per kilowatt-hour and for non-residential customers is \$0.0209417 per kilowatt-hour for distribution service, and would increase to \$0.020168 per kilowatt-hour for transmission service.

Duke Energy Kentucky seeks approval to revise these rates as follows: Duke Energy Kentucky's monthly DSM rate for residential gas customers would decrease to \$0.016569 per hundred cubic feet and for non-residential gas customers would remain at \$0.050000 per hundred cubic feet. Duke Energy Kentucky's monthly DSM rate for residential electric customers would increase to \$0.0101854 per kilowatt-hour and for non-residential customers would increase to \$0.0201141 per kilowatt-hour for distribution service, and would increase to \$0.020168 per kilowatt-hour for transmission service.

The rate contained in this notice is the rate proposed by Duke Energy Kentucky. However, the Public Service Commission retains a right to change that differs from this proposed rate. Such action may result in a rate for consumers other than the rate in this notice. The foregoing rates reflect a proposed increase in electric revenues of approximately \$6.54 million or 0.16% over current total electric revenues and a decrease of \$3.64 million or 0.25% over current gas revenues.

Any corporation, association, body politic or person may, by motion within thirty (30) days after publication or mailing of the proposed rate changes request leave to intervene. The motion shall be submitted to the Public Service Commission, 211 Sauer Boulevard, P.O. Box 6150 Frankfort, Kentucky 40602, and shall set forth the ground for the request by which the intervenor may obtain copies of the application and testimony by contacting Duke Energy Kentucky through Mr. Kristen Cacanogian, Duke Energy, 2500 Atrium II, P.O. Box 950, Cincinnati, Ohio 45201-0950. A copy of the application is also available for public inspection at Duke Energy's office at 4500 Olympic Boulevard Erlanger, Kentucky 41018.

Community Worship

513.768.8614 | churchads@enquirer.com

BAPTIST

Florence Baptist Temple Wayne Co.
101 W. Main St., Suite 100 • Florence, KY 41042
Phone: 859-372-1111 • Fax: 859-372-1111
E-mail: wayne@fbcwayne.com

HICKORY GROVE BAPTIST
11600 Taylor Rd., Ft. Independence KY
Rev. Dr. Jimmie L. Johnson, Pastor
Sunday Services: 9:30 a.m. & 11:00 p.m.
Wednesday Services: 7:00 p.m.

BAPTIST

Oak Ridge Randy Wallace
6055 Oak Ridge Rd., Suite 100 • Oak Ridge, KY 40457
Phone: 859-434-1111 • Fax: 859-434-1111
E-mail: randywallace@oakridgebaptist.com

Lakeside Christian Church
135 Lakeside Park, P.O. Box 100 • Lakeside, KY 40457
Phone: 859-341-1160 • Fax: 859-341-1160
E-mail: lakeside@lakesidechristian.com

CHURCH OF CHRIST

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REFORMED EVANGELICAL

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