# COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In	the	Matter	· of
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APPLICATION OF BLUE GRASS ENERGY	)	
COOPERATIVE CORPORATION FOR AN	)	CASE NO. 2010-00185
ADJUSTMENT OF ITS SECURITY DEPOSIT AND	)	
CABLE TELEVISION ATTACHMENT 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 January 26, 2011 in this proceeding;
- Certification of the accuracy and correctness of the digital video recording;
- 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 January 26, 2011.

A copy of this Notice, the certification of the digital video record, 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/2010-00185/2010-00185\_26Jan11\_Inter.asx">http://psc.ky.gov/av\_broadcast/2010-00185\_26Jan11\_Inter.asx</a>. 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.

Done at Frankfort, Kentucky, this 31<sup>st</sup> day of January 2011.

Director, Filings Division
Public Service Commission of Kentucky

Ralph K Combs Attorney at Law 100 United Drive, Suite 4B Versailles, KY 40383 J. Donald Smothers
Vice President, Financial Services
Blue Grass Energy Cooperative Corp.
1201 Lexington Road
P. O. Box 990
Nicholasville, KY 40340-0990

Laurence J Zielke Zielke Law Firm PLLC 1250 Meidinger Tower 462 South Fourth Avenue Louisville, KY 40202-3465

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In the Matter of:

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COOPERATIVE CORPORATION FOR AN	) CASE NO. 2010-00185
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## <u>CERTIFICATE</u>

- I, Kathy Gillum, hereby certify that:
- 1. The attached DVD contains a digital recording of the hearing conducted in the above-styled proceeding on January 26, 2011;
- 2. Donna Wainscott, Associate Clerk, is responsible for the preparation of the digital recording, of which I have reviewed;
  - 3. The digital recording accurately and correctly depicts the hearing;
  - 4. No Exhibits were introduced at this hearing; and,
- 5. The "Hearing Log" attached to this Certificate accurately and correctly states the events that occurred at the hearing of January 26, 2011 and the time at which each occurred.

Given this <u>3/s+</u> day of January, 2011.

Kathy Gillum, Motary Public

State at Large

My commission expires: 973,2013



# **Case History Log Report**

Case Number: 2010-00185\_26Jan11

Case Title: Blue Grass Energy Cooperative

Case Type: General Rates

Department: Plaintiff: Prosecution: Defendant: Defense:

Date: 1/26/2011

Location: Default Location

Judge: David Armstrong, Jim Gardner, Charles Borders

Clerk: Kathy Gillum

Bailiff:

Event Time Log Event 8:42:10 AM Case Started 8:42:15 AM Case Recessed 10:08:14 AM Case Started

10:08:32 AM Preliminary Remarks by Chairman Armstrong

10:08:54 AM Introductions & Housekeeping Issues

Note: Kathy Gillum Ralph Combs, counsel for Blue Grass Energy Cooperative

Corporation. No counsel present on behalf of KCTA. Executive Director of KCTA, Randy Hollis was present. Faith Burns representing Commission Staff. Faith Burns stated that Public Notice of Hearing and Public Notice of Increase have been given. Randy Hollis was questioned by Commissioners regarding his knowledge and\or participation in the Settlement negotiations. Outstanding Motions: Joint Motion To Approve Settlement

Agreement.

10:13:36 AM Witness, Allen Zumstein (Blue Grass Energy)

Note: Kathy Gillum Witness called to testify by Ralph Combs, counsel for Blue Grass

Energy. Questions regarding Administrative Case 251. Ralph Combs requested that Commission allow Admin. Case 251 to be taken by reference. No objection by Faith Burns. Commission approved. Questions of witness regarding Settlement Agreement.

Witness adopts pre-filed testimony.

10:16:03 AM Examination of witness Allen Zumstein by Faith Burns, PSC and Data Request

Note: Kathy Gillum Questions regarding Response to PSC 1st Data Request dated Aug

26, 2010. Questions regarding nature of Settlement Agreement. Questions regarding Tab 3, Item 3, page 1 (Chart) of Response. Witness asked to provide to PSC an additional column in Chart showing Settlement Agreement Rates, Revenue from Settlement Agreement, Dollar Amount of increase over current rates, and the percentage amount over current rates. Counsel for Witness

agreed to provide.

10:19:22 AM Witness, Donald Smothers (Blue Grass) Witness called to testify by Ralph Combs, counsel for Blue Grass Note: Kathy Gillum Energy. Witness adopts pre-filed testimony. Mr. Combs stated that he would like to reiterate support of granting Joint Motion to Approve Settlement Agreement. Examination of witness Donald Smothers by Faith Burns, PSC 10:20:34 AM Note: Kathy Gillum Questions regarding Response to PSC Data Request dated Aug 26, 2010, Tab 7, page 1, 7(c) regarding Bad Debt. Admonishment and Data Request by Chairman Armstrong 10:22:28 AM Note: Kathy Gillum Chairman Armstrong requested that a copy of the Affirmation regarding the Settlement Agreement being admonished to the parties present, be sent to Mr. Zielke for his response, and then returned to the Commission. Hearing Adjourned 10:24:22 AM 10:24:25 AM Case Recessed

3:11:31 PM

Case Stopped