

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION **RECEIVED**

AUG 03 2010

**PUBLIC SERVICE
COMMISSION**

In the Matter of:

APPLICATION OF DUKE ENERGY KENTUCKY,)
INC. FOR APPROVAL TO TRANSFER)
FUNCTIONAL CONTROL OF ITS)
TRANSMISSION ASSETS FROM THE)
MIDWEST INDEPENDENT TRANSMISSION)
SYSTEM OPERATOR TO THE PJM)
INTERCONNECTION REGIONAL)
TRANSMISSION ORGANIZATION AND)
REQUEST FOR EXPEDITED TREATMENT)

Case No. 2010-00203

**MOTION FOR FULL INTERVENTION BY
PJM INTERCONNECTION, L.L.C.**

Pursuant to KRS 278.310 and 807 KAR 5:001 Section 3(8), PJM Interconnection L.L.C. (hereinafter "PJM") requests that it be granted full intervenor status in the above-captioned Application and states in support thereof as follows:

1. The Petitioner, PJM, has its offices located at 955 Jefferson Avenue, Valley Forge Corporate Center, Norristown, Pennsylvania 19403-2497. The Petitioner's attorney for the purposes of receiving service of all documents in this proceeding is Jason Bentley, Esq., McBrayer, McGinnis, Leslie & Kirkland, PLLC, 305 Ann Street, Suite 308, Frankfort, Kentucky 40601.

2. PJM is the Independent System Operator ("ISO") and Regional Transmission Organization ("RTO") for all or part of Delaware, Illinois, Indiana, Kentucky, Maryland, Michigan, New Jersey, North Carolina, Ohio, Pennsylvania, Tennessee, Virginia, West Virginia

and the District of Columbia.¹ PJM is the transmission provider under, and the administrator of, the PJM Open Access Transmission Tariff.² PJM also operates the energy, capacity and ancillary service markets and conducts the day-to-day operations of the bulk power system in the PJM region.

3. PJM's primary responsibilities are to ensure the safe and reliable operation of the transmission system and to facilitate the reliable supply of energy from generating resources to wholesale customers in the PJM region. Pursuant to Section 7.7(i) of the PJM Operating Agreement, PJM is obligated to ensure the safe and reliable operation of the transmission grid and to create and operate a robust, competitive, and non-discriminatory electric power market.

4. PJM has an interest in this Application that is not adequately represented by other parties to this proceeding. Duke Energy Kentucky's (hereinafter "Duke") application was filed to allow it to transfer functional control of its transmission facilities to PJM effective January 1, 2012.³

5. Through its participation in this proceeding, PJM seeks to be a resource to the Public Service Commission to develop facts as may be necessary to assist the Commission in fully considering Duke's Application. PJM's participation will assist the Commission by providing technical expertise on PJM markets, transmission expansion planning, and operations, and will allow the Commission to draw upon PJM's experience with current RTO operations in Kentucky and regionally on behalf of PJM members.

¹ *Pennsylvania-New Jersey-Maryland Interconnection*, 81 FERC ¶ 61,252 (1997), *reh'g denied*, 92 FERC ¶ 61,282 (2000); *PJM Interconnection, L.L.C.*, 101 FERC ¶ 61,345 (2002).

² See *PJM Interconnection, L.L.C.*, FERC Electric Tariff, Sixth Revised Volume No. 1 ("PJM Tariff").

³ On June 25, 2010, Duke Energy Ohio, Inc. and Duke Energy Kentucky, Inc. submitted a request to the Federal Energy Regulatory Commission in Docket No. ER10-1562-000 to withdraw from the Midwest Independent Transmission System Operator, to join PJM and to participate in PJM's Reliability Pricing Model capacity market Base Residual Auctions occurring prior to their integration into PJM.

6. PJM states that its participation in this case will assist the Commission in reaching its decision and would not unduly interrupt the proceedings.

WHEREFORE, PJM respectfully requests the Commission to grant its Petition To Intervene and to allow it to participate with full intervenor status in this proceeding.

Dated this 3rd day of August, 2010.

By: 

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CERTIFICATE OF SERVICE

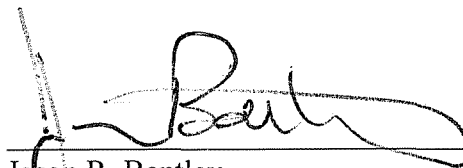
I certify a copy of the foregoing Motion for Full Intervention by PJM Interconnection, LLC, was served via US Postal Service First Class Mail, postage prepaid, on the following this 3rd day of August, 2010

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