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MAY 18 2012

PUBLIC SERVICE

COMMISSION

108 EAST POPLAR STREET

LAW OFFICE OF

JOHN J. SCOTT, PSC

P.O. BOX 389 ELIZABETHTOWN, KENTUCKY 42702-0389

JOHN J. SCOTT ATTORNEY AT LAW

May 17, 2012

TELEPHONE 270-765-2179 FAX 270-765-2180

Mr. Jeff R. Derouen **Executive Director Public Service Commission** 211 Sowers Boulevard P.O. Box 615 Frankfort, KY 40602-0615

> Re: Application of Nolin RECC for an Application of Convenience & Necessity for an Electric Franchise in the City of Radcliff, KY

Dear Mr. Derouen:

Please find enclosed an original and ten (10) copies of an Application to be filed on behalf of Nolin Rural Electric Cooperative Corporation seeking a Certificate of Convenience and Necessity for an Electric Franchise in the City of Radcliff, Kentucky.

Sincerely yours,

ohn J Scott, Attorney for Nolin Rural Electric/Cooperative Corporation

JJS/rrd

Enclosures

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MAY 18 2012

PUBLIC SERVICE COMMISSION

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF NOLIN RURAL ELECTRIC COOPERATIVE CORPORATION, FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY FOR AN ELECTRIC FRANCHISE IN THE CITY OF RADCLIFF, KENTUCKY

APPLICATION

* * * * * * *

Nolin Rural Electric Cooperative Corporation, hereinafter called the "APPLICANT", respectfully advises the Commission that:

- 1. APPLICANT is engaged in the sale of electric power over its 2,991.48 miles of line at retail rates to its approximately 33,753 meters in Hardin, LaRue, Green, Taylor, Meade, Breckinridge, Grayson and Hart Counties, Kentucky. In the City of Radcliff, the APPLICANT serves 6,069 meters.
- 2. The address of APPLICANT is 411 Ring Road, Elizabethtown, Kentucky 42701, and its Articles of Incorporation, as amended, are on file with the Commission in Case No. 93-324, styled "Application for Authorization to Obtain Five Year Line of Credit".

- 3. This Application is, in essence, to bid on a franchise pursuant to KRS 278.020(4).
- 4. The City of Radcliff, Kentucky is the governmental agency offering the franchise.
- 5. The type of franchise being offered is an electric franchise.
- 6. In this instance, there is a definite need and demand for such services, since the services are already being provided to the particular municipality in question. The APPLICANT has served consumer/members in this area since 1939. The reason for the application herein is that the APPLICANT has been serving portions of the municipality in the past pursuant to a previous franchise granted to the APPLICANT, and that franchise has now expired after 20 years, and the municipality is preparing to accept bids for such a franchise. The Consent of the City of Radcliff to the entry of an Order granting the issuance of such a certificate is attached as Applicant Exhibit "A".

WHEREFORE, the APPLICANT now moves the Public Service Commission of the Commonwealth of Kentucky to grant the said certificate of convenience and necessity for an electric franchise in those areas of the City of Radcliff, Kentucky, within the territory of the APPLICANT, which the APPLICANT has herein requested and which the Commission has discretion to do pursuant to KRS 278.020(4), upon determination that there is a need and demand for the service.

WITNESS the hand of the duly authorized President of the APPLICANT this /6th day of May, 2012. NOLIN RURAL ELECTRIC COOPERATIVE CORPORATION BY: Mich MICHAEL L. MILLER, President/ BY: JOHN J. SCOTT AT/TORNEY FOR APPLICANT У́ФИ́N/J. SCOTT, P.S.C. 108 E. POPLAR STR., P.O. BOX 389 ELIZABETHTOWN, KY. 42702-0389 (270) 765-2179 STATE OF KENTUCKY COUNTY OF HARDIN I, the undersigned, a Notary Public, do hereby certify that on this day of May, 2012, personally appeared before me MICHAEL L. MILLER, who being by me first duly sworn, subscribed to and acknowledged that he is the President of Nolin Rural Electric Cooperative Corporation, a Kentucky corporation, that he signed the foregoing document as President of the corporation, and that the statements therein contained are true NOTARY PUBLIC, State of Kentucky At Large My commission expires 9/1/-/3

JOHN J. SCOTT
ATTORNEY AT LAW

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ELIZABETHTOWN. KY
42702-0389
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COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In The Matter Of:

Application of Nolin Rural Electric Cooperative:

Corporation for a Certificate of Convenience : And Necessity to Apply for an Electric Franchise:

CONSENT

The City of Radcliff, a municipal corporation within the State of Kentucky, acknowledges the intent of Nolin Rural Electric Cooperative Corporation to file an Application in order to apply for a Certificate of Convenience and Necessity for an electric franchise for the City of Radcliff, and consents to the entry of an Order granting the issuance of such a Certificate to the effect that said Nolin RECC may be permitted to apply for an electric franchise to be offered for sale by the City of Radcliff, in those areas in the City within the territory presently allocated to Nolin Rural Electric Cooperative Corporation being served by it.

Dated at Radcliff, Kentucky this 30th day of 4012.

CITY OF RADCLIFF

I PORVATI MAYOR