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February 5, 2016

Via Hand-Delivery

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

RECEIVED

FEB 05 2016

**PUBLIC SERVICE
COMMISSION**

Re: *In the Matter of the Application of Duke Energy Kentucky, Inc. for Declaratory Order*
PSC Case No. 2015-00413

Dear Mr. Derouen:

Enclosed please find for filing with the Commission in the above-referenced case Duke Energy Kentucky, Inc.'s Acknowledgment and Motion to Submit the Case on the Existing Record. Please return a file-stamped copy to me.

Do not hesitate to contact me if you have any questions.

Very truly yours,

David S. Samford

Enclosure

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

FEB 05 2016

IN THE MATTER OF:

**THE APPLICATION OF DUKE ENERGY)
KENTUCKY, INC. FOR DECLARATORY)
ORDER)**

**CASE NO.
2015-00413**

**PUBLIC SERVICE
COMMISSION**

**DUKE ENERGY KENTUCKY'S ACKNOWLEDGEMENT AND
MOTION TO SUBMIT THE CASE ON THE EXISTING RECORD**

Comes now Duke Energy Kentucky, Inc. (Duke Energy Kentucky), by counsel, in accordance with the discussions that occurred in the course of the informal conference held in this proceeding on February 2, 2016, at the offices of the Kentucky Public Service Commission (Commission), and does hereby tender its acknowledgment of and agreement to the two (2) requests made by Commission Staff and does also hereby move that this proceeding be submitted for a final adjudication on the basis of the existing administrative record, respectfully stating as follows:

I. ACKNOWLEDGEMENT

Duke Energy Kentucky and Commission Staff discussed various issues relating to the Application during an informal conference held February 2, 2016. As part of said discussions, and in order to address issues raised by Commission Staff, Duke Energy Kentucky verbally agreed that, once the contemplated acquisition is complete, it will make an informational filing reflecting its post-transaction organizational structure similar to that filed in Duke Energy Kentucky's response to Staff's First Request for Information, Item 1. In addition, Duke Energy Kentucky verbally agreed that in future rate cases it would not seek a higher rate or return on equity than would have been sought if the proposed acquisition had not occurred. Consistent

with said verbal representations at the informal conference, Duke Energy Kentucky, as evidenced by the below signature of its President, James P. Henning, does hereby formally acknowledge and consent to be bound by these two (2) commitments and affirmatively states that it will abide by them in the event the declaratory relief sought in the Application is granted by the Commission.

II. MOTION TO SUBMIT THE CASE ON THE EXISTING RECORD

Based upon the foregoing, Duke Energy Kentucky does not believe that a hearing is necessary in this proceeding and hereby moves the Commission to submit the case for a final adjudication based on the existing administrative record.

WHEREFORE, Duke Energy Kentucky tenders the foregoing acknowledgement and moves the Commission to issue a final Order in this case based upon the administrative record.

This 5th day of February 2016.

Respectfully submitted,



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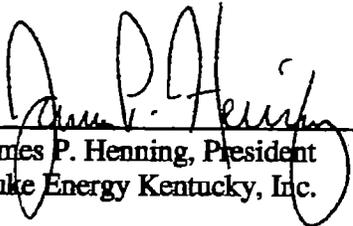
and

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Counsel for Duke Energy Kentucky, Inc.

Duke Energy Kentucky, Inc., by and through its President, James P. Henning, hereby accepts and agrees to be bound by the two (2) commitments described above in the event the declaratory relief sought in the Application is granted by the Commission.

This 5th day of February, 2016.


James P. Henning, President
Duke Energy Kentucky, Inc.