

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

CUMBERLAND VALLEY ELECTRIC, INC.)	
)	
COMPLAINANT)	
)	
V.)	CASE NO. 2006-00148
)	
KENTUCKY UTILITIES COMPANY)	
)	
DEFENDANT)	

COMMISSION STAFF'S FIRST DATA REQUEST
TO KENTUCKY UTILITIES COMPANY

Pursuant to 807 KAR 5:001, Commission Staff requests that Kentucky Utilities Company ("KU") file the original and 8 copies of the following information with the Commission on or before November 1, 2006, with a copy to all parties of record. When a number of sheets are required for an item, each sheet should be appropriately indexed, for example, Item 1(a), Sheet 2 of 6. Include with each response the name of the witness who will be responsible for responding to questions relating to the information provided. Careful attention should be given to copied material to ensure its legibility. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of that information in responding to this request.

1. Refer to page 3 of the Direct Testimony of F. Howard Bush II ("Bush Testimony") wherein Mr. Bush states that the reserves to be mined at Stillhouse #2 are

in the certified territories of both KU and Cumberland Valley Electric, Inc. (“Cumberland Valley”). Is it Mr. Bush’s position that in providing service to Black Mountain Resources LLC (“BMR”) for use in Stillhouse #2, KU is also providing service for use in Cumberland Valley’s certified territory? Explain the response.

2. Refer to page 3 of the Bush Testimony.

a. State the distance from the coal conveyor near the portal to BMR’s preparation plant.

b. Identify the retail electric supplier providing electricity service to the preparation plant.

3. State when the new portal to Stillhouse #2 was constructed.

4. Provide a map showing the location of all previous portals on the U.S. Steel Property that were located in Cumberland Valley’s certified territory.

a. State whether the reserves mined through these previous portals were located in both Cumberland Valley’s and KU’s certified territories.

b. State the name of the retail electric supplier for the mining activities that were conducted from these portals.

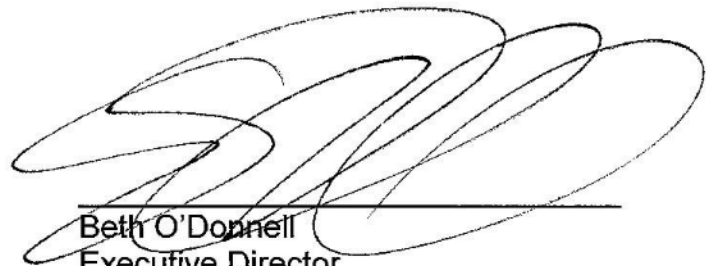
5. Provide all authorities that Mr. Bush reviewed to reach his conclusion that an electric substation is a central station source.

6. Explain why, in Mr. Bush’s opinion, the Commission should not interpret central station source as the generation facility that generates or produces the electricity that is ultimately consumed.

7. Refer to page 4 of the Bush Testimony. Mr. Bush states that KU has provided power to mining operations on the U.S. Steel Property, which are now conducted by BMR, for approximately 75 years.

a. State whether the service to the U.S. Steel Property over the past 75 years has been continuous.

b. Provide the name of every customer and the nature of the service that was provided by KU on any tract of land that is or previously was part of the U.S. Steel Property.



Beth O'Donnell
Executive Director
Public Service Commission
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DATED: October 18, 2006

cc: Parties of Record