

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 BLACK MOUNTAIN RESOURCES LLC

Pursuant to 807 KAR 5:001, Commission Staff requests that Black Mountain Resources LLC ("BMR") 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 4 of the Direct Testimony of Richard Matda ("Matda Testimony").

a. State the date in 2005 that Stillhouse LLC (“Stillhouse”) began its operations at Stillhouse #2.

b. Have all mining activities to date been conducted in the reserves located in Cumberland Valley Electric, Inc.’s (“Cumberland Valley”) service territory?

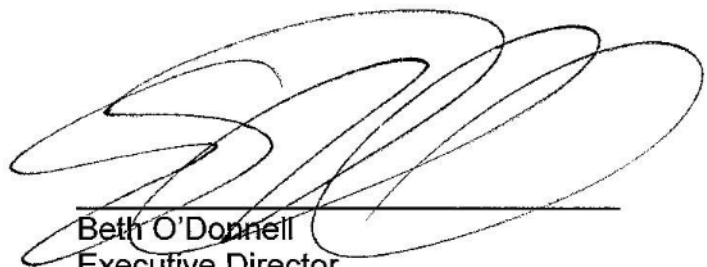
2. Refer to Matda Exhibit 3. Is it correct that no mining activity is expected to occur in the reserves located in Kentucky Utilities Company’s service territory until late 2007?

3. State whether or not the mining permit for Stillhouse #2 is in the name of BMR or Stillhouse and state the date the permit was issued.

4. Refer to page 5 of the Matda Testimony.

a. Prior to beginning the mining operations at Stillhouse #2, was BMR or Stillhouse aware that the reserves were located in two adjacent electric service territories? Explain the response.

b. Prior to extending its distribution system an additional 500 feet to connect to the Stillhouse #2 portal, did BMR or Stillhouse contact Cumberland Valley regarding service?



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

cc: Parties of Record