



Kentucky Mountain POWER

NEW ENERGY FOR EASTERN KENTUCKY

July 26, 2002

Stephanie Bell
Kentucky State Board on Electrical
Generation and Transmission Siting
211 Sower Boulevard
P.O. Box 615
Frankfort, Kentucky 40602

Re: Case No. 2002-00149
Request by Pauline Stacey to Intervene

Dear Ms. Bell:

Pursuant to the recent decision of the Kentucky State Board on Electrical Generation and Transmission Siting (the "Board") to treat the July 10, 2002 letter from Pauline Stacy as a request to intervene ("Motion"), Kentucky Mountain Power, LLC ("KMP") is taking this opportunity to respond to said Motion. It is the opinion of KMP that the stated basis for the Motion is moot. The Motion indicates a concern that KMP will use Highway 1087 for construction access during the construction of its project in Knott County. As indicated in the various maps provided to the Board concerning KMP's intended access to the project site, and as indicated in the most recent site visit conducted by the Board and attended in part by Ms. Stacy, KMP intends to use the existing haul road set forth on said maps, which is accessible from Highway 80 that crosses Highway 1087. This road does not run along Highway 1087 and the intersection point is over one mile from the residence of Ms. Stacy. Therefore, the construction traffic should not have any impact on the residence of Ms. Stacy.

KMP objects to the intervention of Ms. Stacy. The basis of the Motion is moot due to the project's use of an existing haul road to access the project site, and not Highway 1087. As an alternative, KMP is willing to withdraw its objection to the Motion to the extent the Board limits the scope of said intervention to the aforementioned highway/project access issue. If you have any questions concerning this matter, please don't hesitate to contact me.

Sincerely,

Peter C. Brown
Director of Contract Administration
EnviroPower, LLC