

COMMONWEALTH OF KENTUCKY
BEFORE THE KENTUCKY STATE BOARD ON
ELECTRIC GENERATION AND TRANSMISSION SITING

In the Matter of:

THE APPLICATION OF THOROUGHBRED)	
GENERATING COMPANY, LLC FOR A MERCHANT)	CASE NO.
POWER PLANT CONSTRUCTION CERTIFICATE)	2002-00150
IN MUHLENBERG, COUNTY, KY)	

**MOTION OF THOROUGHBRED PROPOSING PROCEDURAL SCHEDULE
AND REQUESTING CERTAIN MODIFICATIONS TO 807 KAR 5:110**

Applicant, Thoroughbred Generating Company, LLC (“Thoroughbred”), through counsel, respectfully moves the Board to adopt the Procedural Schedule attached hereto, with certain modifications to the procedures contained in 807 KAR 5:110.

1. Thoroughbred proposes an Evidentiary Hearing be held on October 13, 2003 or other date acceptable to the Board in mid October. An Evidentiary Hearing held in mid October will allow Thoroughbred and the Intervenors adequate time to prepare for the Hearing while allowing the Board sufficient time to render a decision by its deadline of on or about December 2, 2003.

2. Thoroughbred requests an alternative to the requirement in 807 KAR 5:110 Section 6(2) & (3) that provides for any party to Prefile Testimony two weeks prior to the date of the Evidentiary Hearing. Thoroughbred’s request will assist the Board in its consideration of this matter by providing a more complete record before the Board. A Procedural Schedule which requires Prefiled Testimony will not prejudice any party because Big Rivers Electric Corporation (“BREC”) and Louisville Gas & Electric Company, Kentucky Utilities Company and Western Kentucky Energy

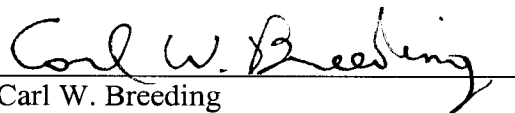
Corporation Co. (collectively, "LG&E") have previously prepared and filed Prefiled Testimony in numerous proceedings before the Public Service Commission.

3. Thoroughbred also requests the opportunity for Prefiled Rebuttal Testimony which will also assist the Board in its consideration of this matter and should greatly reduce the length of any Evidentiary Hearing.

4. Thoroughbred also requests an alternative to the requirement in 807 KAR 5:110 Section 7 to allow for Post-Hearing Briefs to be filed two weeks after the Evidentiary Hearing. A brief extension of the Briefing Schedule will allow Thoroughbred and the Intervenors an appropriate period in which to file a Post-Hearing Brief to assist the Board and the possibility that any such Brief will be able to contain appropriate citations to the record of the Evidentiary Hearing.

For reasons set forth above, the Procedural Schedule proposed by Thoroughbred should be adopted by the Board providing for certain modifications to 807 KAR 5:110.

Respectfully submitted,



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CERTIFICATE OF SERVICE

It is hereby certified that a copy of the Motion Of Thoroughbred Proposing Procedural Schedule And Requesting Certain Modifications To 807 KAR 5:110 was sent by United States First Class Mail, sufficient postage prepaid, to the following this the 12th day of September, 2003.

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PROPOSED PROCEDURAL SCHEDULE

- September 29, 2003 - Prefiled Direct Testimony
- October 6, 2003 - Prefiled Rebuttal Testimony
- October 13, 2003 - Evidentiary Hearing
- October 20, 2003 - Responses to Requests for Information at the Hearing
- October 27, 2003 - Post Hearing Brief

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