



Paul E. Patton
Governor

**Kentucky State Board on Electric
Generation and Transmission Siting**
211 Sower Boulevard
P.O. Box 615
Frankfort, KY 40602
(502) 564-3940

Chmn. Martin J. Huelsmann, *ex officio*
Chairman, Kentucky Public Service
Commission

Gary W. Gillis, *ex officio*
Kentucky Public Service Commission

Robert E. Spurlin, *ex officio*
Kentucky Public Service Commission

Hank List, *ex officio*
Secretary, Kentucky Natural Resources
and Environmental Protection Cabinet

Marvin E. Strong, Jr., *ex officio*
Secretary, Kentucky Economic
Development Cabinet

December 19, 2002

Mr. Dwight N. Lockwood
Vice President Regulatory Affairs
Kentucky Pioneer Energy, LLC
312 Walnut Street, Suite 2000
Cincinnati, OH 45202

Re: Case No. 2002-00312
Kentucky Pioneer Energy, LLC
Deficiency Cured

Dear Mr. Lockwood:

The Board staff has reviewed your response of December 19, 2002 and has determined that your application in the above case now meets the minimum filing requirements set by our regulations. Enclosed please find a stamped filed copy of the first page of your filing. This case has been docketed and will be processed as expeditiously as possible.

If you need further information, please contact my staff at 502/564-3940.

Sincerely,

Thomas M. Dorman
Executive Director
on behalf of
The Kentucky State Board on
Electric Generation and Transmission Siting

cc: Attached List

Enclosure



AN EQUAL OPPORTUNITY EMPLOYER M/F/D

Joseph A. Bickett
Ogden Newell & Welch PLLC
1700 PNC Plaza
500 West Jefferson Street
Louisville, KY 40202

Robert Blanton
Clark County Planning & Zoning
PO Box 40
Winchester, KY 40392

Honorable Drew Graham
Judge/Executive
Clark County Courthouse
Room 103
34 South Main Street
Winchester, KY 40391

H. H. Graves
Project Director
Global Energy, Inc.
Suite 2000, 312 Walnut Street
Cincinnati, OH 45202

Mike Haydon
Governor's Office
The Capitol
700 Capitol Ave., Ste. 100
Frankfort, KY 40601-3492

James P. Kirby
122 Belmont Avenue
Winchester, KY 40391

Hank List
Secretary
Natural Resources & Environmental
Office of Legal Services
5th Floor, Capital Plaza Tower
500 Mero Street
Frankfort, KY 40601

Dwight N. Lockwood
Vice President - Regulatory Affairs
Kentucky Pioneer Energy, LLC
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Cincinnati, OH 45202

John Raymond Maruskin
1101 Ironworks Road
Winchester, KY 40391

Mike Musulin, II
President
Kentucky Pioneer Energy, LLC
312 Walnut Street, Suite 2000
Cincinnati, OH 45202

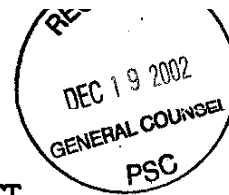
Honorable Kendrick R. Riggs
Attorney at Law
Ogden Newell & Welch PLLC
1700 PNC Plaza
500 West Jefferson Street
Louisville, KY 40202

Joe Rivers
Jason Technologies Associates
808 Kalmia Hill Road
Aiken, SC 29801

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Economic Development Cabinet
2300 Capital Plaza Tower
500 Mero Street
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1700 PNC PLAZA
 500 WEST JEFFERSON STREET
 LOUISVILLE, KENTUCKY 40202-2874
 (502) 582-1601
 FAX (502) 581-9564
 www.ogdenlaw.com



JOSEPH A. BICKETT

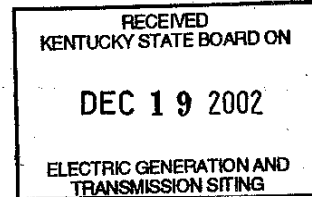
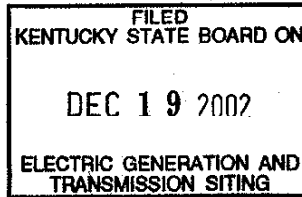
DIRECT DIAL (502) 560-4248
 DIRECT FAX (502) 627-8765

jbickett@ogdenlaw.com

December 18, 2002

VIA HAND DELIVERY

Thomas M. Dorman
 Executive Director
 Kentucky State Board on Electric
 Generation and Transmission Siting
 211 Sower Boulevard
 Post Office Box 615
 Frankfort, Kentucky 40601



RE: The Application of Kentucky Pioneer Energy, LLC For a Construction Certificate to Construct a Merchant Electric Generating Facility
Case No. 2002-00312

Dear Mr. Dorman:

Enclosed please find and accept for filing the original and ten copies of my attested signature on the cover letter dated November 26, 2002 in which the Merchant Power Plant Application was filed by Kentucky Pioneer Energy, LLC. An electronic copy of the filing will be forwarded to you. Please confirm your receipt of this filing by placing the stamp of your Office with the date received on the enclosed additional copy and return it to me in the self-addressed stamped envelope.

Should you have any questions or need any additional information, please contact me at your convenience.

Yours very truly,

Joseph A. Bickett

JAB/ec
 Enclosure

cc: Parties of Record
 Dwight N. Lockwood, P.E., QEP

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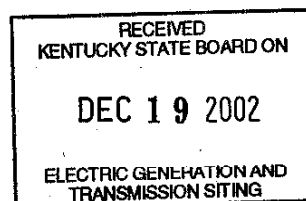


Kentucky Pioneer Energy, LLC

November 26, 2002

Mr. Thomas M. Dorman, Executive Director
 Kentucky State Board of Electric
 Generation and Transmission Siting
 211 Sower Boulevard
 P.O. Box 815
 Frankfort, Kentucky 40612

Re: Case No. 2002-00312
 Kentucky Pioneer Energy, LLC
 Merchant Power Plant Application



Dear Mr. Dorman:

In accordance with statutory authority SB 257 and 807 KAR 5:110E, Kentucky Pioneer Energy, LLC is making application for a certificate to construct a 540 megawatt baseload combined cycle electric power generation facility in Trapp, Clark County and at the East Kentucky Power Cooperative owned JK Smith site. Enclosed herewith are ten (10) copies of the application.

This application utilizes the National Environmental Policy Act (NEPA) alternative provided for in SB 257, Section 4(2)(l). The NEPA-EIS is included as the Appendix, and is at Tab 13. US Department of Energy has provided a CD-ROM version of this large bound document in PDF format. Though the information on this CD-ROM has been placed in the case file, a copy of the CD-ROM disk is also included herein, for PSC use.

A check for the application fee, in the amount of \$200,000.00, payable to Kentucky State Treasurer, is enclosed herein.

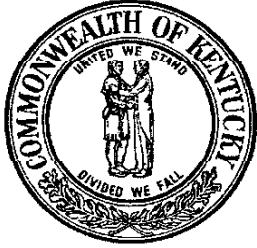
If you have any questions, please contact me at 513-621-0077.

Sincerely,

Dwight N. Lockwood, PE, QEP
 Vice President - Regulatory Affairs

Joseph A. Bickett
 Counsel of Record
 Ogden Newell & Welch
 1700 PNC Plaza
 500 West Jefferson Street
 Louisville, KY 40202
 Phone: 502-582-1601
 Fax: 502-627-8765

Enclosure (10)



Paul E. Patton
Governor

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Secretary, Kentucky Economic
Development Cabinet

SITING BOARD RECEIVES SECOND APPLICATION

Pioneer Energy Power Files for Clark County Project

Deadline for requesting hearing is January 20, 2003

FOR IMMEDIATE RELEASE
December 19, 2002

FOR MORE INFORMATION:
Andrew Melnykovich
502-564-3940 x 208
502-3305981 (cell)

FRANKFORT – The Kentucky State Board on Electric Generation and Transmission Siting has received its second complete application for a construction certificate for a generating plant that would sell electricity on the open, wholesale market.

Kentucky Pioneer Energy LLC has applied to build a 540- megawatt plant on a site near Trapp in Clark County. The plant would be fueled by synthetic gas produced on-site from coal and solid waste. The application and related documents are available on the Siting Board Web site:

http://www.psc.state.ky.us/agencies/psc/siting_board/merchant.htm.

Under the law passed earlier this year by the Kentucky General Assembly, the Siting Board has 120 days after an application is deemed complete to decide whether to approve that application. The law and associated regulations set certain requirements and deadlines for public participation in the review process. Those are:

- Persons or entities with an interest in the case can apply to the Siting Board to become parties to the case (intervenor). Intervenors are full participants in the case, with the right to request information from the applicant or other parties to the case and to cross-examine witnesses in the evidentiary hearing. Intervenors are not required to reside in the county in which the facility is proposed. Requests for intervenor status must be made in writing to the Siting Board at the above address within 30 days of the filing of a complete application. **The deadline in the Kentucky Pioneer Energy case is January 20, 2003.**

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- A formal evidentiary hearing may be held at the request of parties to the case or on motion of the Siting Board. Participation in the hearing is limited to the applicants and to parties to the case. Testimony is taken under oath. Requests for a formal hearing must be made in writing to the Siting Board at the above address within 30 days of the filing of a complete application. **The deadline in the Kentucky Pioneer Energy case is January 20, 2003.**
- A local public hearing will be held if requested by a local government entity and may be held if requested by at least three residents of the county in which the facility is proposed. The local public hearing would provide an opportunity for the general public to be heard by the Siting Board in an informal setting. Requests for an informal hearing must be made in writing to the Siting Board at the above address within 30 days of the filing of a complete application. **The deadline in the Kentucky Pioneer Energy case is January 20, 2003.**

More information on the public participation process is available on the Siting Board web site. Any hearings in the case will be announced as they are scheduled.

The Siting Board earlier this year granted a construction certificate to Kentucky Mountain Power LLC for a 520-MW coal-burning facility in Knott County. Three other companies have filed notices of intent to submit applications. They are:

- Thoroughbred Generating (Peabody) – Muhlenberg County
- Estill County Energy Partners (Calla Energy) – Estill County
- Westlake Energy Corp. – Calvert City, Marshall County

The case number for Pioneer Energy is 2002-00312.

