

**COMMONWEALTH OF KENTUCKY  
BEFORE THE  
KENTUCKY PUBLIC SERVICE COMMISSION**

**IN THE MATTER OF:**

**THE APPLICATION OF CLARK ENERGY COOPERATIVE, INC. OF )  
WINCHESTER, KENTUCKY, FOR COMMISSION APPROVAL OF A )  
CERTIFICATE OF CONVENIENCE AND NECESSITY TO SUBMIT A )  
BID TO THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT )  
FOR A FRANCHISE TO PROVIDE RETAIL ELECTRIC SERVICE )**

**CASE NO. 2003-00229**

**APPLICATION**

Clark Energy Cooperative, Inc. of Winchester, Kentucky, hereinafter referred to as "Clark", respectfully states:

1. The full name and address of Applicant is follows:

Clark Energy Cooperative, Inc.  
2640 Iron Works Road  
P.O. Box 748  
Winchester, KY 40392

2. Clark is a corporation, duly organized, created and existing by and under the laws of the State of Kentucky, and is engaged in the business of supplying retail electric service in Bath, Bourbon, Clark, Estill, Fayette, Madison, Menifee, Montgomery, Morgan, Powell, Rowan and Wolfe Counties in Kentucky.

A certified copy of the Articles of Incorporation has been previously filed in Case No. 92-219 with the Kentucky Public Service Commission, hereinafter referred to as the "Commission". An Amendment to the Articles of Incorporation pertaining to a name change from Clark Rural Electric Cooperative Corporation to Clark Energy Cooperative, Inc. was filed by letter dated July 17, 1997.

3. Clark is required to file an Application with the Commission seeking approval of the Applicant's request that the Commission issue a Certificate of Convenience and Necessity, hereinafter referred to as the "Certificate" per KRS 278.020, et seq., 807 KAR 5:001, Sections 8 and 9(1).
4. Clark's Application requests the Commission issue a Certificate authorizing the Applicant to submit a franchise bid to the Lexington-Fayette Urban County Government, hereinafter referred to as the "franchise". The Lexington-Fayette Urban County Government requires a franchise for Clark to serve its Fayette County service territory per Ordinance No. 140-2003 filed with this Application.
5. The address of Lexington-Fayette Urban County Government, hereinafter referred to as "LFUCG" is as follows:

200 E. Main Street  
Lexington, KY 40507

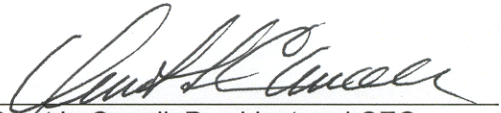
6. The Certificate for the franchise will permit Clark to construct, own, operate and maintain facilities and activities required to provide retail electric service within Clark's Fayette County service area. The Certificate is needed only to satisfy LFUCG franchise ordinance requirements and will not duplicate existing facilities. No utilities, corporations, or persons have like facilities in Clark's area.
7. This Application and supporting documentation is being filed using the procedures and guidelines of the Commission's electronic filing initiative. The Commission has already assigned Clark a user ID, password and established Case No. 2003-00229 for Clark to electronically file this Application.

COMMONWEALTH OF KENTUCKY

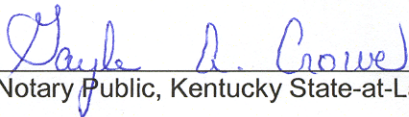
COUNTY OF CLARK, SCT

Overt L. Carroll, after first being duly sworn, deposes and says: That he is the President and Chief Executive Officer of Clark Energy Cooperative, Inc., a rural electric cooperative corporation, duly organized and doing business under the Rural Electric Cooperative Corporation Act of the Commonwealth of Kentucky: That he has read the foregoing Application and knows the contents thereof: That the same is true of his own knowledge except as to such matters as are therein stated on information or belief, and as to those matters he believes it to be true.

This 17<sup>th</sup> day of June 2003.

  
Overt L. Carroll, President and CEO  
Clark Energy Cooperative, Inc.

Subscribed and sworn to before me by Overt L. Carroll, this 17<sup>th</sup> day of June 2003.

  
Notary Public, Kentucky State-at-Large

My Commission Expires: MY COMMISSION EXPIRES JUNE 6, 2003

