



Ernie Fletcher
Governor

Mark David Goss
Chairman

LaJuana S. Wilcher, Secretary
Environmental and Public
Protection Cabinet

Commonwealth of Kentucky
Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, Kentucky 40602-0615
Telephone: (502) 564-3940
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Gregory Coker
Commissioner

Christopher L. Lilly
Commissioner
Department of Public Protection

May 26, 2005

Mr. Ronnie Ables
PGL Builders
129 Ables Mountain Lane
West Point, KY 40177

Subject: Case Nos. 2005-00142 and 2005-00152

Dear Mr. Ables:

This letter is in response to your letter of May 18, 2005, in which you requested a public hearing in Case Nos. 2005-00142 and 2005-00152. You have given a West Point, Kentucky, return address on your letter, but at this point we have no information that you own property in Trimble County.

Pursuant to Kentucky Revised Statute (KRS) 278.020(8), you have the right to request a hearing in Case No. 2005-00142, in which Louisville Gas and Electric Company (LG&E) and Kentucky Utilities Company (KU) propose to build a transmission line that runs through Hardin County. This case is an application to the Public Service Commission for approval of that line. Your letter has been added to the file in that case, and you will be notified when a local hearing is scheduled.

Case No. 2005-00152 is an application by the Illinois Municipal Electric Agency and the Indiana Municipal Power Agency to partner with LG&E and KU in building an additional coal generating unit at their Trimble County plant location. This case seeks approval of that project from the Kentucky State Board on Electric Generation and Transmission Siting (Siting Board). Under the terms of KRS 278.712(1), however, the only people who may request a local hearing in a case before the Siting Board are "interested persons that reside in a county or municipal corporation in which the facility is proposed to be constructed." If you do not reside in Trimble County, the General Assembly has not authorized you to formally request a hearing in this case. Nevertheless, the Siting Board may well receive sufficient local requests for a hearing to schedule one, and the statute does not restrict who may appear and testify at that hearing. You should note, however, that the issues the Siting Board is authorized to consider are limited. The Siting Board statutes, KRS 278.700-278.716, are accessible at <http://www.lrc.state.ky.us/krs/278-00/chapter.htm>, and you may want to especially consider the grounds on which the Siting Board is to make its decision, which are enumerated in KRS 278.710, <http://www.lrc.state.ky.us/krs/278-00/710.pdf>.

Thank you for your continuing interest in these cases. Your letter has been added to both case files.

Sincerely,

Beth O'Donnell
Executive Director



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May 26, 2005

Mr. Ronald Seagraves
10035 St. John Road
Cecilia, Kentucky 42724

Subject: Case Nos. 2005-00142 and 2005-00152

Dear Mr. Seagraves:

This letter is in response to your letter of May 18, 2005, in which you requested a public hearing in Case Nos. 2005-00142 and 2005-00152. You have given a Cecilia, Kentucky, return address on your letter, but at this point we have no information that you own property in Trimble County.

Pursuant to Kentucky Revised Statute (KRS) 278.020(8), you have the right to request a hearing in Case No. 2005-00142, in which Louisville Gas and Electric Company (LG&E) and Kentucky Utilities Company (KU) propose to build a transmission line that runs through Hardin County. This case is an application to the Public Service Commission for approval of that line. Your letter has been added to the file in that case, and you will be notified when a local hearing is scheduled.

Case No. 2005-00152 is an application by the Illinois Municipal Electric Agency and the Indiana Municipal Power Agency to partner with LG&E and KU in building an additional coal generating unit at their Trimble County plant location. This case seeks approval of that project from the Kentucky State Board on Electric Generation and Transmission Siting (Siting Board). Under the terms of KRS 278.712(1), however, the only people who may request a local hearing in a case before the Siting Board are "interested persons that reside in a county or municipal corporation in which the facility is proposed to be constructed." If you do not reside in Trimble County, the General Assembly has not authorized you to formally request a hearing in this case. Nevertheless, the Siting Board may well receive sufficient local requests for a hearing to schedule one, and the statute does not restrict who may appear and testify at that hearing. You should note, however, that the issues the Siting Board is authorized to consider are limited. The Siting Board statutes, KRS 278.700-278.716, are accessible at <http://www.lrc.state.ky.us/krs/278-00/chapter.htm>, and you may want to especially consider the grounds on which the Siting Board is to make its decision, which are enumerated in KRS 278.710, <http://www.lrc.state.ky.us/krs/278-00/710.pdf>.

Thank you for your continuing interest in these cases. Your letter has been added to both case files.

Sincerely,

Beth O'Donnell
Executive Director

AWT:v