

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATIONS OF BIG RIVERS)	
ELECTRIC CORPORATION FOR: (1))	
APPROVAL OF WHOLESALE TARIFF)	
ADDITIONS FOR BIG RIVERS ELECTRIC)	
CORPORATION, (2) APPROVAL OF)	CASE NO.
TRANSACTIONS, (3) APPROVAL TO ISSUE)	2007-00455
EVIDENCES OF INDEBTEDNESS, AND (4))	
APPROVAL OF AMENDMENTS TO)	
CONTRACTS; AND OF E.ON U.S., LLC,)	
WESTERN KENTUCKY ENERGY CORP. AND)	
LG&E ENERGY MARKETING, INC. FOR)	
APPROVAL OF TRANSACTIONS)	

COMMISSION STAFF'S DATA REQUEST
TO BIG RIVERS ELECTRIC CORPORATION

Big Rivers Electric Corporation ("Big Rivers"), pursuant to 807 KAR 5:001, is to file with the Commission the original and eight copies of the following information, with a copy to all parties of record. The information requested herein is due within seven days of the date of issuance of this data request. Responses to requests for information shall be appropriately bound, tabbed and indexed. Each response shall include the name of the witness responsible for responding to the questions related to the information provided.

Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association or a governmental agency, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and

accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

Big Rivers shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect. For any request to which Big Rivers fails or refuses to furnish all or part of the requested information, Big Rivers shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

Careful attention should be given to copied material to ensure that it is legible. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of that information in responding to this request. When applicable, the requested information shall be separately provided for total company operations and jurisdictional operations.

1. On April 21, 2009, Big Rivers filed a letter with the Commission stating that it would not close the Unwind Transaction earlier than five days after notifying the Commission in writing that it has obtained two investment grade credit ratings, unless it has received authorization from the Commission to proceed with only one investment grade credit rating. However, on April 24, 2009, Big Rivers filed a Petition for Confidential Treatment which states, at page 1, that it is prepared to close the Unwind Transaction "without the need to seek further changes to the Public Service Commission's order of March 6, 2009."

a. Has Big Rivers obtained two investment grade credit ratings? If yes, state the name of each agency that issued the investment grade rating, the date it was issued, and the rating issued.

b. If no, state when Big Rivers reasonably anticipates receiving two investment grade credit ratings.

2. The Commission's March 6, 2009 Order, Appendix A, No. 5, states that Big Rivers will not close the Unwind Transaction until the Commission has reviewed and approved any change to the Station Two Contract amendments if Big Rivers is going to provide anything of value that differs from the value it was to provide under the as-filed amendments, or if the Unwind Financial Model needs to be revised to properly reflect the change to the as-filed amendments.

a. Does Big Rivers currently anticipate providing anything of value that differs from the value it was to provide under the as-filed amendments? If yes, explain in detail why Big Rivers believes that such a change does not require review and approval by the Commission.

b. The Station Two Contract amendments as filed with the Commission provide that Big Rivers will pay \$2.50 per MWh for excess energy. Does Big Rivers currently anticipate executing the Station Two Contract amendments as filed with the Commission, including the provision to pay \$2.50 per MWh for excess energy? If no, explain in detail why the change to the amendments does not require review and approval by the Commission.

c. If Big Rivers does not anticipate executing the as-filed Station Two Contract amendments, including the payment of \$2.50 per MWh for excess energy, explain in detail why no revision is needed to the Unwind Financial Model to properly reflect that change.



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DATED: MAY - 4 2009

cc: Parties of Record

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