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October 16, 2008

PARTIES OF RECORD

RE: Case No. 2008-00308
Duke Energy Kentucky, Inc.
American Electric Power
Kentucky Utilities Company
Louisville Gas & Electric Company

Enclosed is a memorandum that has been entered into the record of this case describing informal communication between a member of Commission Staff and an employee of one of the applicants in this proceeding. The communication was of an administrative nature for the purpose of clarifying the exact relief being sought by the applicants.

Any comments regarding the memorandum or communication described therein should be filed within 5 days of the date of this letter. If you have any questions, please direct them to Mr. Richard Raff of the Commission's legal division.


Sincerely,

A handwritten signature in cursive script that reads "Stephanie Stumbo".

Stephanie Stumbo
Executive Director

Enclosure

INTRA-AGENCY MEMORANDUM
KENTUCKY PUBLIC SERVICE COMMISSION

TO: Main Case File - Case No. 2008-00308
FROM:  Jeff Shaw, Team Leader
DATE: October 16, 2008
RE: Informal Communication

The application filed in this proceeding by Duke Energy Kentucky, Kentucky Power Company, Kentucky Utilities Company and Louisville Gas and Electric Company ("Applicants") is styled to reflect that the Applicants are seeking Commission approval to establish both regulatory assets and liabilities. Aside from its introductory paragraph, however, the application does not mention liabilities and the "request" paragraph at the end of the application only seeks authority to establish regulatory assets.

In order to ascertain whether the Applicants were seeking authority to establish both regulatory assets and liabilities, on October 10, 2008, I contacted Mr. Errol Wagner of Kentucky Power Company by telephone to seek clarification as to their intent. On October 13, 2008, Mr. Wagner returned my call and advised that counsel for Kentucky Power Company had confirmed with counsel for the other three Applicants that the application's style and reference to regulatory liabilities were in error and that Applicants were seeking authority only to establish regulatory assets.

Based on the communication described herein, the Commission will be advised that the relief the Applicants seek in this proceeding relates to establishing regulatory assets and that they are not seeking authority to establish regulatory liabilities.