

GRANT, ROSE & PUMPHREY

ATTORNEYS-AT-LAW
51 SOUTH MAIN STREET

WINCHESTER, KENTUCKY 40391
(859) 744-6828

ROBERT LEE ROSE
WILLIAM R. PUMPHREY
BRIAN N. THOMAS

CHRISTOPHER M. DAVIS
JOHN S. PUMPHREY

R. RUSSELL GRANT
(1915-1977)

FAX
(859) 744-6855

March 26, 2009

HAND DELIVERED

RECEIVED

MAR 26 2009

PUBLIC SERVICE
COMMISSION

Mr. Jeff Derouen
Executive Director
Public Service Commission
211 Sower Boulevard
Frankfort, Kentucky 40602

Re: PSC Case No. 2008-00412

Dear Mr. Derouen:

Please find enclosed for filing with the Commission in the above-referenced case an original and five copies of the responses of Clark Energy Cooperative, Inc. to the Third Data Request of Commission Staff, dated March 20, 2009.

Very truly yours,

GRANT, ROSE & PUMPHREY

By: 
Robert L Rose

Enclosures

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF CLARK ENERGY)	
COOPERATIVE, INC. TO PASS-THROUGH)	CASE NO.
AN INCREASE OF ITS WHOLESALE POWER)	2008-00412
SUPPLIER PURSUANT TO KRS 278.455(2))		


RESPONSE TO THIRD DATA REQUEST OF
COMMISSION STAFF TO CLARK ENERGY COOPERATIVE, INC.

Comes Clark Energy Cooperative, Inc., by counsel and pursuant to the Order dated March 20, 2009, files its Response.

CERTIFICATE OF SERVICE

This is to certify this Response to Third Data Request of Commission Staff to Clark Energy Cooperative, Inc. dated March 20, 2009 has been served upon the Public Service Commission by hand delivering the original and five true and accurate copies to the Public Service Commission on this 26th day of March, 2009.

GRANT, ROSE & PUMPHREY

By: 
Robert L. Rose
51 South Main Street
Winchester, Kentucky 40391
ATTORNEYS FOR CLARK ENERGY
COOPERATIVE, INC.

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

IN THE MATTER OF:

APPLICATION OF CLARK ENERGY)	
COOPERATIVE, INC. TO PASS-THROUGH AN)	CASE NO.
INCREASE OF ITS WHOLESALE POWER)	2008-00412
SUPPLIER PURSUANT TO KRS 278.455(2))	

CERTIFICATE

STATE OF KENTUCKY)
)
 COUNTY OF CLARK)

Ann F. Wood, being duly sworn, states that she has supervised the preparation of the responses of Clark Energy Cooperative, Inc. to the Public Service Commission Staff Third Data Request in the above-referenced case dated March 20, 2009, and that the matters and things set forth therein are true and accurate to the best of her knowledge, information and belief, formed after reasonable inquiry.

Ann F. Wood

Subscribed and sworn before me on this 23rd day of March, 2009.

Peggy S. Duffin
 Notary Public

My Commission expires:

December 8, 2009

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF CLARK ENERGY)	
COOPERATIVE, INC. TO)	CASE NO.
PASS-THROUGH AN INCREASE OF ITS)	2008-00412
WHOLESALE POWER SUPPLIER PURSUANT)	
TO KRS 278.455(2))	

**RESPONSES TO COMMISSION STAFF'S THIRD DATA REQUEST
TO CLARK ENERGY COOPERATIVE, INC.
DATED MARCH 20, 2009**

CLARK ENERGY COOPERATIVE, INC.
PSC CASE NO. 2008-00412
THIRD DATA REQUEST RESPONSE

COMMISSION STAFF'S THIRD DATA REQUEST DATED 03/20/09
REQUEST 1

RESPONSIBLE PERSON: **Ann F. Wood**

COMPANY: **Clark Energy Cooperative, Inc.**

Request 1. Provide a final version of the tariff Clark proposes to implement to flow through to its customers the increase in wholesale rates contained in the March 13, 2009 Settlement Agreement filed by East Kentucky Power Cooperative, Inc. in Case No. 2008-00409.¹

Response 1. Please see the final version of the tariff on pages 2 through 11 of this response.

¹ Case No. 2008-00409, General Adjustment of Electric Rates of East Kentucky Power Cooperative, Inc. (Ky. PSC, filed Oct. 31, 2008).

For All Areas Served
Community, Town or City

P.S.C. No. 2

1st Revision SHEET NO. 43

CANCELLING P.S.C. NO. 2

Original SHEET NO. 43

Clark Energy Cooperative Inc.
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

Schedule R: Residential

AVAILABILITY

Available to all residential consumers subject to established rules and regulations of the Distributor.

CHARACTER OF SERVICE

Single phase, 60 Hertz, at available secondary voltages.

DELIVERY POINT

The delivery point at which the secondary or utilization voltage is provided shall be specified by the Distributor.

RATES

\$5.84	Customer Charge
\$0.08089	per kWh for all energy

MINIMUM MONTHLY CHARGE

The minimum monthly charge shall be \$5.84.

FUEL ADJUSTMENT CHARGE

The above rate may be increased or decreased by an amount per kWh equal to the fuel adjustment amount per kWh as billed by the Wholesale Power Supplier plus an allowance for line losses. The allowance for line losses will not exceed 10% and is based on a twelve month moving average of such losses.

DATE OF ISSUE March 26, 2009 DATE EFFECTIVE April 1, 2009

ISSUED BY Name of Officer TITLE PRESIDENT & C.E.O.

For All Areas Served _____
Community, Town or City

P.S.C. No. _____ 2 _____

1st Revision SHEET NO. 45

Clark Energy Cooperative Inc.
Name of Issuing Corporation

CANCELLING P.S.C. NO. 2

Original SHEET NO. 45

CLASSIFICATION OF SERVICE

Schedule D: Time of-Use Marketing Service

AVAILABILITY

Available to all Rate "R" consumers for separately metered off peak requirements subject to the established time of use restrictions. Applicable to programs approved by the Kentucky PSC as a part of EKPC wholesale marketing rates.

CHARACTER OF SERVICE

single phase, 60 Hertz, at available secondary voltages.

DELIVERY POINT

The delivery point at which the secondary or utilization voltage is provided shall be specified by the Distributor.

TIME OF DAY RESTRICTIONS

<u>MONTH</u>	<u>OFF PEAK HOURS</u>
October thru April	10:00 P.M. To 7:00 A.M., EST
	12:00 Noon to 5:00 P.M., EST
May thru September	10:00 P.M. thru 10:00 A.M., EST

RATES

\$0.04853 per kWh for all energy

DATE OF ISSUE March 26, 2009

DATE EFFECTIVE April 1, 2009

ISSUED BY _____
Name of Officer

TITLE PRESIDENT & C.E.O.

For All Areas Served
Community, Town or City

P.S.C. No. 2

1st Revision SHEET NO. 47

CANCELLING P.S.C. NO. 2

Original SHEET NO. 47

Clark Energy Cooperative Inc.
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

Schedule T: Outdoor lighting Facilities

AVAILABILITY

Available for general outdoor lighting facilities.

RATES

Lamp Rating	Annual Rate Per Lamp	Average Annual Energy Use Per Lamp	Average Monthly Energy Use Per Lamp
200 Watt	\$ 77.64 per yr	800 kWh	67 kWh
300 Watt	\$101.16 per yr	1,200 kWh	100 kWh
400 Watt	\$152.57 per yr	1,848 kWh	154 kWh

CONDITIONS OF SERVICE

Rates applicable only to lamps and associated appurtenances. Other facilities required may be provided subject to the Distributor's established contract policies and practices.

TERMS OF PAYMENT

The above charges are net and payable within ten days from the date of the bill.

FUEL ADJUSTMENT CHARGES

The above rate may be increased or decreased by an amount per kWh equal to the fuel adjustment amount per kWh as billed by the Wholesale Power Supplier plus an allowance for line losses. The

DATE OF ISSUE March 26, 2009

DATE EFFECTIVE April 1, 2009

ISSUED BY _____
Name of Officer

TITLE PRESIDENT & C.E.O.

For All Areas Served
Community, Town or City

P.S.C. No. 2

1st Revision SHEET NO. 49

Clark Energy Cooperative Inc.
Name of Issuing Corporation

CANCELLING P.S.C. NO. 2

Original SHEET NO. 49

CLASSIFICATION OF SERVICE

Schedule S: Outdoor Lighting Facilities

AVAILABILITY

Available for general outdoor lighting facilities.

RATES

<u>Lamp Rating</u>	<u>Monthly Rate Per Lamp</u>	<u>Average Annual Energy Use Per Lamp</u>	<u>Average Monthly Energy Use Per Lamp</u>
175 Watt	\$7.00 per mo	840 kWh	70 kWh

CONDITIONS OF SERVICE

1. Rate applicable only to lamps and associated appurtenances. Other facilities required may be provided subject to the Distributor's established policies and practices.

2. The Consumer shall execute an agreement for service under this schedule for a period of not less than one year.

FUEL ADJUSTMENT CHARGE

The above rates may be increased or decreased by an amount per kWh equal of the fuel adjustment amount per kWh as billed by the Wholesale Power Supplier plus an allowance for line losses. The allowance for line losses will not exceed 10% and is based on a twelve month moving average of such losses.

DATE OF ISSUE March 26, 2009

DATE EFFECTIVE April 1, 2009

ISSUED BY _____
Name of Officer

TITLE PRESIDENT & C.E.O.

For All Areas Served
Community, Town or City

P.S.C. No. 2

1st Revision SHEET NO. 51

Clark Energy Cooperative Inc.
Name of Issuing Corporation

CANCELLING P.S.C. NO. 2

Original SHEET NO. 51

CLASSIFICATION OF SERVICE

Schedule E: Public Facilities

AVAILABILITY

Available to public facilities with Kilowatt (kW) demands less than 50 kW subject to established rules and regulations of the Distributor. Not applicable to outdoor lighting system requirements.

CHARACTER OF SERVICE

ingle phase, 60 Hertz, at available secondary voltages.

DELIVERY POINT

The delivery point at which the secondary or utilization voltage is provided shall be specified by the Distributor.

RATES

\$ 5.89	Customer Charge
\$ 0.08894	All kWh

MINIMUM MONTHLY CHARGE

The minimum monthly charge shall be \$ 5.89.

FUEL ADJUSTMENT CHARGE

The above rate may be increased or decreased by an amount per kWh equal to the fuel adjustment amount per kWh as billed by the Wholesale Power Supplier plus an allowance for line losses. The

DATE OF ISSUE March 26, 2009

DATE EFFECTIVE April 1, 2009

ISSUED BY _____
Name of Officer

TITLE PRESIDENT & C.E.O.

For All Areas Served
Community, Town or City

P.S.C. No. 2

1st Revision SHEET NO. 53

Clark Energy Cooperative Inc.
Name of Issuing Corporation

CANCELLING P.S.C. NO. 2

Original SHEET NO. 53

CLASSIFICATION OF SERVICE

Schedule A & B: General Power Service

AVAILABILITY

Available for all non-residential general power requirements with
Kilowatt (kW) demands less than 50 kW subject to established rules
and regulations of the Distributor.

CHARACTER OF SERVICE

Single or three phase, 60 Hertz, at available secondary voltages.

DELIVERY POINT

The delivery point at which the secondary or utilization voltage is
provided shall be specified by the Distributor.

RATES

Demand Charge: No charge for the first 10 kW of billing
demand

 \$5.89 per kW for all remaining billing demand

Energy Charges:

<u>Schedule A</u>	<u>Schedule B</u>	Customer Charge
\$ 5.76	\$5.28	per kWh for all Energy
\$ 0.10282	\$0.08229	

DATE OF ISSUE March 26, 2009

DATE EFFECTIVE April 1, 2009

ISSUED BY _____
Name of Officer

TITLE PRESIDENT & C.E.O.

For All Areas Served
Community, Town or City

P.S.C. No. 2

1st Revision SHEET NO. 54

CANCELLING P.S.C. NO. 2

Original SHEET NO. 54

Clark Energy Cooperative Inc.
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

DETERMINATION OF BILLING DEMAND

The billing demand shall be the maximum Kilowatt (kW) demand established by the consumer for any period of fifteen (15) minute interval.

MINIMUM MONTHLY CHARGE

The minimum monthly charge shall be \$5.76 single phase and \$30.97 for three phase service.

MINIMUM ANNUAL CHARGE FOR SEASONAL SERVICE

Consumers requiring service only during certain seasons of the year shall be billed under the above schedule plus 25 percent and the minimum monthly charge shall not apply. There shall be a minimum annual charge sufficient to assure adequate compensation for the facilities installed to serve the consumer, but in no case less than \$69.12 per year for a single phase service and \$371.59 per year for three phase service nor less than \$70.68 per Kilowatt of maximum demand established during the year.

FUEL ADJUSTMENT CHARGE

The above rate may be increased or decreased by an amount per kWh equal to the fuel adjustment amount per kWh as billed by the Wholesale Power Supplier plus an allowance for line losses. The allowance for line losses will not exceed 10% and is based on a twelve month moving average of such losses.

TEMPORARY SERVICE

Temporary service shall be supplied in accordance with the foregoing rate except that the consumer shall pay in addition to the foregoing charges the total cost of connecting disconnecting service less the value of materials returned to stock. A deposit, in

DATE OF ISSUE March 26, 2009

DATE EFFECTIVE April 1, 2009

ISSUED BY
Name of Officer

TITLE PRESIDENT & C.E.O.

For All Areas Served
Community, Town or City

P.S.C. No. 2

1st Revision SHEET NO. 56

Clark Energy Cooperative Inc.
Name of Issuing Corporation

CANCELLING P.S.C. NO. 2

Original SHEET NO. 56

CLASSIFICATION OF SERVICE

Schedule L: General Power Service

AVAILABILITY

Available to all commercial and industrial consumers for general power requirements with Kilowatt (kW) demands of 50 kW or greater but less than 2,500 kW.

CONDITIONS OF SERVICE

power contract shall be executed by the consumer for service under this rate schedule. The power contract shall specify a contract demand for minimum billing purposes of 50 kW or greater but less than 2,500 kW.

CHARACTER OF SERVICE

Single or three phase, 60 Hertz, at a delivery voltage specified within the power contract.

DELIVERY POINT

The delivery point shall be specified within the power contract.

RATES

Demand Charge: \$5.89 per kW of billing demand

Energy Charge: \$0.06280 per kWh for all energy

DATE OF ISSUE March 26, 2009

DATE EFFECTIVE April 1, 2009

ISSUED BY _____
Name of Officer

TITLE PRESIDENT & C.E.O.

For All Areas Served _____
Community, Town or City

P.S.C. No. 2

1st Revision SHEET NO. 59

Clark Energy Cooperative Inc.
Name of Issuing Corporation

CANCELLING P.S.C. NO. 2

Original SHEET NO. 59

CLASSIFICATION OF SERVICE

Schedule P: General Power Service

AVAILABILITY

Available to all commercial and industrial consumers for general power requirements with Kilowatt (kW) demands of 500 kW or greater but less than 2,500 kW.

CONDITIONS OF SERVICE

A power contract shall be executed by the consumer for service under his rate schedule. The power contract shall specify a contract demand for minimum billing purposes of 500 kW or greater but less than 2,500 kW.

CHARACTER OF SERVICES

Three phase, 60 Hertz, at a delivery voltage specified within the power contract.

DELIVERY POINT

The delivery point shall be specified within the power contract.

RATES

Demand Charge: \$5.89 per kW of billing demand
Energy Charge: \$0.05392 per kWh for all energy

DATE OF ISSUE March 26, 2009

DATE EFFECTIVE April 1, 2009

ISSUED BY _____
Name of Officer

TITLE PRESIDENT & C.E.O.

For All Areas Served
Community, Town or City

P.S.C. No. 2

1st Revision SHEET NO. 62

Clark Energy Cooperative Inc.
Name of Issuing Corporation

CANCELLING P.S.C. NO. 2

Original SHEET NO. 62

CLASSIFICATION OF SERVICE

Schedule M: General Power Service

AVAILABILITY

Available to all commercial and industrial consumers for general power requirements with Kilowatt (kW) demands of 1,000 kW or greater but less than 5,000 kW.

CONDITIONS OF SERVICE

A power contract shall be executed by the consumer for service under his rate schedule. The power contract shall specify a contract demand for minimum billing purposes of 1,000 or greater but less than 5,000 kW.

CHARACTER OF SERVICE

Three phase, 60 Hertz, at a delivery voltage specified within the power contract.

DELIVERY POINT

The delivery point shall be specified within the power contract.

RATES

Demand Charge: \$8.99 per kW of billing demand

Energy Charge: \$0.05817 per kWh for all energy

DATE OF ISSUE March 26, 2009

DATE EFFECTIVE April 1, 2009

ISSUED BY _____
Name of Officer

TITLE PRESIDENT & C.E.O.