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March 26, 2009

HAND DELIVERED

RECEIVED

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

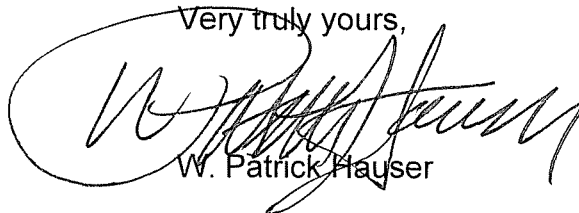
MAR 26 2009
PUBLIC SERVICE
COMMISSION

Re: PSC Case No. 2008-00413

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 Cumberland Valley Electric to the Third Data Request of Commission Staff, dated March 20, 2009.

Very truly yours,



W. Patrick Hauser

WPH/dd

Enclosures

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

IN THE MATTER OF:

| | | |
|-------------------------------------|---|------------|
| APPLICATION OF CUMBERLAND VALLEY |) | |
| ELECTRIC, INC. TO PASS-THROUGH AN |) | CASE NO. |
| INCREASE OF ITS WHOLESALE POWER |) | 2008-00413 |
| 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 Cumberland Valley Electric, 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.

Rogay S. Giffen
 Notary Public

My Commission expires: December 8, 2009

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

| | | |
|--|---|-------------------|
| APPLICATION OF CUMBERLAND VALLEY |) | |
| ELECTRIC, INC. TO |) | CASE NO. |
| PASS-THROUGH AN INCREASE OF ITS |) | 2008-00413 |
| WHOLESALE POWER SUPPLIER PURSUANT |) | |
| TO KRS 278.455(2) |) | |

**RESPONSES TO COMMISSION STAFF'S THIRD DATA REQUEST
TO CUMBERLAND VALLEY ELECTRIC, INC.
DATED MARCH 20, 2009**

CUMBERLAND VALLEY ELECTRIC, INC.
PSC CASE NO. 2008-00413
THIRD DATA REQUEST RESPONSE

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

RESPONSIBLE PERSON: Ann F. Wood
COMPANY: Cumberland Valley Electric, Inc.

Request 1. Provide a final version of the tariff Cumberland Valley 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 9 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).

PSC Request 1
Page 2 of 9

Form for filing Rate Schedules

For Entire Territory Served
Community, Town, or City
P.S.C. NO.4

CUMBERLAND VALLEY ELECTRIC, INC.
Gray, Ky. 40734

Third Revised SHEET NO. 2
Canceling Second Revised SHEET No.2

CLASSIFICATION OF SERVICE

Rates For Residential, Schools and Churches Schedule 1

APPLICABLE

In all territory served by the Seller.

AVAILABILITY

Available to all Residential, Schools and Churches.

TYPE OF SERVICE

Single phase at available voltages.

| | |
|-----------------|-------------------------------|
| Customer Charge | \$5.50 per month per customer |
| ALL KWH | .07786 |

MARKETING RATE:

Available to Consumers eligible for Tariff Schedule 1

The electric power and energy furnished under this section shall be separately metered for each point of delivery. This retail marketing rate applies only to programs which are expressly approved by the Commission to be offered under the Marketing Rate of East Ky. Power Cooperatives Wholesale Power Rate Schedule A.

Marketing rate for all kWh per month
.04672 per kWh

This rate is only applicable during the below listed
OFF-PEAK hours:

| <u>MONTHS</u> | <u>OFF-PEAK HOURS-EST</u> |
|--------------------|--|
| OCTOBER thru APRIL | 12:00 NOON TO 5:00 P.M. 10:00 P.M. TO 7:00 A.M. |
| MAY thru SEPTEMBER | 10:00 p.m. TO 10:00 A.M. |

DATE OF ISSUE: March 26, 2009

DATE EFFECTIVE: April 1, 2009

ISSUED BY: _____

TITLE: Manager

PSC Request 1
Page 3 of 9

Form for filing Rate Schedules

For Entire Territory Served
Community, Town or City

CUMBERLAND VALLEY ELECTRIC, INC
Gray, Ky. 40734

P.S.C. NO. 4
Second Revised SHEET NO. 5
Canceling First Revised SHEET NO. 5

CLASSIFICATION OF SERVICE

Small Commercial and Small Power Schedule II

APPLICABLE

Entire Territory served.

AVAILABILITY OF SERVICE

Available to all commercial and small power service under
50 KW.

TYPE OF SERVICE

SINGLE PHASE

ENERGY CHARGE: Customer charge \$5.50 per month per
customer

| | |
|-----------------|-----------|
| First 3,000 KWH | \$.08703 |
| Over 3,000 KWH | \$.08090 |

THREE PHASE WHERE AVAILABLE

DEMAND CHARGE: Per KW of billing demand \$4.05

ENERGY CHARGE: Customer charge \$5.50 per month per customer

| | |
|-----------------|-----------|
| First 3,000 KWH | \$.08703 |
| Over 3,000 KWH | \$.08090 |

DETERMINATION OF BILLING DEMAND

The billing demand shall be the maximum kilowatt demand
established by the Consumer for any period of 15
consecutive minutes during the month for which the bill is
rendered, as indicated or recorded by a demand meter.

MINIMUM CHARGE

The minimum monthly charge under the above rate shall be
\$5.00 where 5 KVA or less transformer capacity is required.
Each customer who requires more than 5 KVA of transformer
capacity shall pay in addition to the above minimum, .75 on
each additional KVA or fraction there of required.

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PSC Request 1
Page 4 of 9

Form for filing Rate Schedules

For Entire Territory Served
Community, Town or City

CUMBERLAND VALLEY ELECTRIC, INC.
Gray, Ky. 40734

P.S.C. NO. 4
Second Revised SHEET NO. 7
Canceling First Revised SHEET NO. 7

CLASSIFICATION OF SERVICE

All Three Phase Schools and Churches Schedule III

APPLICABLE

In all territory served by the Seller.

AVAILABILITY

Available to all public or non-profit private schools and churches whose total energy requirement, including but not limited to heating, air conditioning, lighting and water heating is supplied by electricity furnished by the Cooperative.

CHARACTER OF SERVICE

The electric service furnished under this rate schedule will be 60 cycle, alternating current, three phase service, present facilities permitting and at the following nominal voltages: Three phase, 120/240, 120/208Y, 240/480, 277/480Y volts.

RATE

All KWH \$.07165

MINIMUM CHARGE

The minimum annual charge will be not less than \$.75 per KVA of required transformer capacity as determined by the Cooperative.

TERM OF CONTRACT

Service under this rate schedule will be furnished under an "Agreement for Purchase of Power".

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ISSUED BY: _____

TITLE: Manager

PSC Request 1
Page 5 of 9

Form for filing Rate Schedules

For Entire Territory Served
Community, Town or City
P.S.C. NO. 4

CUMBERLAND VALLEY ELECTRIC, INC.
Gray, Ky. 40734

Second Revised SHEET NO. 9
Canceling First Revised SHEET NO. 9

CLASSIFICATION OF SERVICE

Large Power- Industrial

Schedule IV

APPLICABLE

In all Territory served by the Seller.

AVAILABILITY

Available to all commercial and industrial consumers whose kilowatt demand shall exceed 2500 KW for lighting and/or heating and/or power.

CONDITIONS

An "Agreement for Purchase of Power" shall be executed by the consumer for service under this schedule.

CHARACTER OF SERVICE

The electric service furnished under this Schedule will be 60 cycle alternating current and at available nominal voltage.

RATE

DEMAND CHARGE: Per KW of billing demand \$6.28

ENERGY CHARGE: ALL KWH \$.04426

DETERMINATION OF BILLING DEMAND

The billing demand shall be the maximum kilowatt demand established by the consumer for a period of fifteen consecutive minutes during the month for which the bill is rendered, as indicated or recorded by a demand meter and adjusted for power factor as provided below.

DATE OF ISSUE: March 26, 2009

DATE EFFECTIVE: April 1, 2009

ISSUED BY: _____

TITLE: Manager

Form for filing Rate Schedules

For Entire Territory Served
Community, Town, or City

P.S.C. No. 4

CUMBERLAND VALLEY ELECTRIC, INC.
Gray, Ky. 40734

Second Revised SHEET NO. 15
Canceling First Revised SHEET No. 15

CLASSIFICATION OF SERVICE

Large Power Rate - 1000 kW to 2,500 kW

Schedule V

APPLICABLE

In all territory served by the Seller.

AVAILABILITY

Available to all commercial and industrial consumers willing to contract for a kilowatt demand of 1,000 kW to 2,500 KW with a monthly energy usage equal to or greater than 425 hours per KW of contract demand.

CONDITIONS

The consumer shall execute an "Industrial Power Agreement" with the Seller under this schedule. This agreement is subject to the approval of East Kentucky Power Cooperative.

CHARACTER OF SERVICE

The electric service furnished under this schedule will be 60 cycle alternating current and at available nominal voltage.

MONTHLY RATE

| | | |
|-------------------------|-----------|--|
| <u>Consumer Charge:</u> | \$ 589.07 | |
| <u>Demand Charge:</u> | \$ 5.93 | per kW of contract demand |
| | \$ 8.61 | per kW for all billing demand in excess of contract demand |

| | | |
|-----------------------|------------|---------|
| <u>Energy Charge:</u> | \$ 0.04983 | per kWh |
|-----------------------|------------|---------|

DATE OF ISSUE: March 26, 2009

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ISSUED BY: _____

TITLE: Manager

PSC Request 1
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Form for filing Rate Schedules

For Entire Territory Served
Community, Town, or City
P.S.C. No. 4

CUMBERLAND VALLEY ELECTRIC, INC.
Gray, Ky. 40734

Second Revised SHEET NO. 19
Canceling First Revised SHEET NO. 19

CLASSIFICATION OF SERVICE

Large Power - Industrial

Schedule V-A

APPLICABLE

In all Territory served by the Seller.

AVAILABILITY

Available to all commercial and industrial consumers willing to contract for a kilowatt demand in excess of 2500 kw with a monthly energy usage equal to or greater than 425 hours per KW of contract demand.

CONDITIONS

The consumer shall execute an "Industrial Power Agreement" with the Seller of a service under this schedule. This agreement is subject to the approval of East Kentucky Power Cooperative.

CHARACTER OF SERVICE

The electric service furnished under this Schedule will be 60 cycle alternating current and at available nominal voltage.

RATES PER MONTH

| | | | |
|-------------------------|----|----------|--|
| <u>Consumer Charge:</u> | \$ | 1,177.04 | |
| <u>DEMAND CHARGE;</u> | \$ | 5.93 | per kW of contract demand |
| | \$ | 8.61 | per kW for all billing demand in excess of contract demand |
| <u>Energy Charge:</u> | \$ | .04283 | per kWh |

DATE OF ISSUE: March 26, 2009

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ISSUED BY; _____

TITLE: Manager

PSC Request 1
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Form for filing Rate Schedules

For Entire Territory Served
Community, Town or City
P.S.C. NO. 4

CUMBERLAND VALLEY ELECTRIC, INC.
Gray, Ky. 40734

Third Revised SHEET NO. 23
Canceling Second Revised SHEET NO. 23

CLASSIFICATION OF SERVICE

Outdoor Lighting-Security Lights Schedule VI

AVAILABILITY

Available to all consumers of the Cooperative for dusk to dawn outdoor lighting in close proximity to existing overhead secondary circuits.

RATE PER LIGHT PER MONTH

Mercury Vapor Lamps

| | | |
|-----------------|----------|--------------------|
| 1) 175 Watt | \$ 7.62 | Per Lamp Per Month |
| 2) 400 Watt | \$ 10.73 | Per Lamp Per Month |

Other Lamps

| | | |
|-----------------------------------|----------|--------------------|
| 1) 100 Watt OPEN BOTTOM | \$ 7.64 | Per Lamp Per Month |
| 2) 100 Watt COLONIAL POST | \$ 8.65 | Per Lamp Per Month |
| 3) 100 Watt DIRECTIONAL FLOOD | \$ 9.33 | Per Lamp Per Month |
| 4) 400 Watt DIRECTIONAL FLOOD | \$ 14.69 | Per Lamp Per Month |
| 5) 400 Watt COBRA HEAD | \$ 14.69 | Per Lamp Per Month |

CONDITIONS OF SERVICE

1. The Cooperative shall furnish, install, operate, and maintain the outdoor lighting equipment including lamp, luminaire, bracket attachment and control device on an existing secondary pole.
2. The lighting equipment shall remain the property of the Cooperative. The Consumer shall protect the lighting equipment from deliberate damage.
3. The Consumer shall allow authorized representatives of the Cooperative to enter upon the Consumer's premises and to trim trees and shrubs as necessary for maintenance of the lighting equipment and for removal of lighting equipment upon termination of service under this schedule.

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