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David L. Armstrong  
Chairman

James Gardner  
Vice-Chairman

John W. Clay  
Commissioner

April 21, 2009

Dianne Kuhnell  
Duke Energy Kentucky, Inc.  
P. O. Box 960  
139 East 4th Street  
Cincinnati, OH 45201

RE: Case No 2009-00157  
Filing Deficiencies

The Commission staff has reviewed your application in the above case. This filing is rejected for the reasons set forth below.

1. Filing deficiencies pursuant to 807 KAR 5:001:

807 KAR 5:001: Section 9(2)(f) .....An estimated cost of operation after the proposed facilities are completed.

The statutory time period in which the Commission must process this case will not commence until the above-mentioned information is filed with the Commission. If your filing contains a proposed effective date, the rejection of your filing for reasons of deficiencies voids that proposed effective date. When you file the required information to correct the deficiencies, you may refile your proposed tariff with a new proposed effective date that is at least 30 days from the date you file the required information. You are requested to file 10 copies of this information within 15 days of date of this letter. If you need further assistance, please contact my staff at 502/564-3940.

Sincerely,

  
Ryan Gatewood, Director  
Division of Filings

RG/tw