



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

September 21, 2009

RECEIVED

SEP 23 2009

PUBLIC SERVICE  
COMMISSION

2009-00386

**Kentucky Utilities Company**  
Legal Department  
220 West Main Street  
Louisville, Kentucky 40202  
www.eon-us.com

Allyson K. Sturgeon  
Senior Corporate Attorney  
T 502-627-2088  
F 502-217-4995  
allyson.sturgeon@eon-us.com

**RE: Application of Kentucky Utilities Company for a Certificate of Public Convenience and Necessity Authorizing KU to Bid on Franchises Established by the Cities of Somerset, Sturgis, and LaCenter, Kentucky**

Dear Mr. DeRouen:

Enclosed please find an original and 10 copies of an Application for Certificates of Public Convenience and Necessity ("CCN"), to enable Kentucky Utilities Company (the "Company") to apply for electric franchises with the Cities of Somerset, Sturgis, and LaCenter, Kentucky (collectively, the "Cities") pursuant to KRS 278.020(4). In a regular session held on June 22, 2009, the City Council of Somerset, Kentucky passed Ordinance No. 09-10, which directed the advertising for bids and selling of an electric franchise in the City. In a regular session held on September 14, 2009, the City Council of Sturgis, Kentucky passed Ordinance No. 09-09-14, which directed the advertising for bids and selling of an electric franchise in the City. In a regular session held on September 8, 2009, the City Council of LaCenter, Kentucky passed Ordinance No. 112, which directed the advertising for bids and selling of an electric franchise in the City. We respectfully ask for an order granting the CCN by October 12, 2009 to enable KU to bid on the franchises by the earliest of the sale dates of October 12, 2009.

For many years, the Company has been the owner of separate franchises granted by the Cities to erect facilities for providing electric service to the City and the inhabitants thereof. The franchises to be obtained will replace the previous franchises.

If you have any questions, please do not hesitate to contact me.

Very truly yours,

Allyson K. Sturgeon

Enclosures

**BEFORE THE  
KENTUCKY PUBLIC SERVICE COMMISSION**

RECEIVED

SEP 23 2009

PUBLIC SERVICE  
COMMISSION

**In the Matter of:**

**APPLICATION OF KENTUCKY UTILITIES COMPANY )  
FOR CERTIFICATES OF PUBLIC CONVENIENCE AND )  
NECESSITY AUTHORIZING KU TO BID ON )  
FRANCHISES ESTABLISHED BY THE CITIES OF )  
SOMERSET, STURGIS, AND LACENTER, )  
KENTUCKY )**

**CASE NO. 2009-00386**

**APPLICATION**

The Applicant, Kentucky Utilities Company (“KU”), respectfully states as follows:

1. The Post Office address of the principal office of Applicant is 220 West Main Street, Louisville, Kentucky 40202. KU is a Kentucky corporation authorized to do business in the Commonwealth of Kentucky.

2. KU is a utility engaged in the business of supplying electric service in and to various cities and the inhabitants thereof within the Commonwealth of Kentucky, and has conducted such business for a number of years. The instant filing is made in accordance with Section 278.020(4) of the Kentucky Revised Statutes.

3. Receipt of the requested certificates will allow KU to pursue its bid on new franchises for which the Cities of Somerset, Sturgis, and LaCenter, Kentucky (collectively, the “Cities”) have solicited bids pursuant to resolution or ordinance and advertisement, copies of which are attached hereto as Exhibit A.

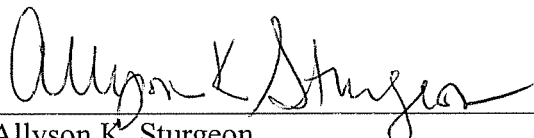
4. A certified copy of KU’s Articles of Incorporation is already on file with the Commission in Case No. 2005-00471 and is incorporated herein by reference pursuant to 807 KAR 5:001, Section 8(3).

5. There is and will continue to be a demand and need for electric service in the areas of the Cities subject to the franchises, and KU desires to obtain franchises in accordance with the bidding protocol established by the Cities.

6. Should KU be successful in acquiring said franchises, it will file copies thereof with the Commission.

WHEREFORE, Kentucky Utilities Company asks that the Commission enter an Order granting to KU Certificates of Public Convenience and Necessity to bid for and acquire franchises from the Cities by October 12, 2009 to enable KU to bid on the franchises by the earliest of the sale dates of October 12, 2009.

Dated at Louisville, Kentucky, this 21<sup>st</sup> day of September, 2009.

  
\_\_\_\_\_  
Allyson K. Sturgeon  
Senior Corporate Counsel  
Kentucky Utilities Company  
220 West Main Street  
Louisville, Kentucky 40202  
(502) 627-2088

## **Exhibit A**

Auto overdrive, Tub bed, lowered, traction bars, 9 inch Ford Riser End, Air-lique A/C w/heat and defrost, new paint, new upholstery, oak bed, Mickey Thompson, 15 in wide weld rear wheels, 4in wide X 15in weld front wheels, More Detail: 606-219-2210

**2005 Ford F150**  
Supercrew, Dark Stone 2-Tone In Color, Lariat, 5.4 Liter, 4X2, 36,000 miles, 6 CD, MP3, Leather, Keyless, Tow Package, Skidding Rear Window, Heated Seats, Alloy Wheel, Spray-in Bed Liner, Bed Extender, \$17,500  
606-676-8425

720 Sports Utility

**2006 Suzuki Grand Vitara Crossover, Luxury Package, Low Miles.**  
Call 606-305-0431

**1999 Dodge Durango**  
4x4 V8, 150K, New Tires, Runs Excellent, \$3500. Call 606-423-1947

### NOTICE OF SALE OF FRANCHISE

By virtue of a resolution heretofore passed by the Council of the City of Somerset, Kentucky, directing the advertisement for bids and selling of a franchise to use certain streets, alleys, and public grounds of the City of Somerset, Kentucky, for the purpose of owning, operating, equipping and maintaining a system for the transmission and distribution of electric energy. The City Clerk of Somerset will on October 12, 2009, at or about 7:00 p.m., sell at public auction to the highest bidder at the City Hall of Somerset a franchise for the purpose set out. Said franchise is more particularly described and fully defined in a proposed ordinance granting and creating the same and said proposed ordinance defines the terms and conditions upon which said sale shall be made, the full text of which is available for inspection in the office of the Somerset City Clerk, 406 East Mt. Vernon St., Somerset, Kentucky. The ordinance by title and summary is as follows:  
**ORDINANCE # 69-10. AN ORDINANCE ESTABLISHING A FRANCHISE AGREEMENT RELATED TO THE TRANSMISSION AND DISTRIBUTION OF ELECTRICAL ENERGY, AND THE PROVISION OF RETAIL ELECTRIC SERVICE IN AREAS HERETOFORE SERVED BY KENTUCKY UTILITIES COMPANY.** David Godsey, City Clerk, Published: September 18, 2009.

Lake Cumberland Community Action Agency Inc., in conjunction with Pulaski County Local Community Action Council, will hold its annual election for the purpose of electing an individual to serve as low-income representative on the Lake Cumberland Community Action Agency Board of Directors. This election will be held:

**DATE:** Oct. 7, 2009  
**TIME:** 1:00 p.m.  
**LOCATION:** 410 East Mt. Vernon St., Somerset, KY 42601

Article III, Section 2, Item B of LCCAA By-laws outlines the electoral process and reads as follows:

**B. Representatives of the Poor.** At least one-third of the directors of the corporation shall be persons democratically selected by the poor community. Such representatives need not be poor themselves, but must truly represent the interests of the poor community. These directors shall serve for a term of one year and may be reelected. The poor community shall hold democratic elections for these positions at least thirty days prior to each annual meeting of the Board of Directors.

All persons planning to vote for a Low-income Representative must bring proof of income due to voting eligibility requirements.

This project is funded, in part, under a contract with the Cabinet with funds from the Community Service Block Grant Act of the U.S. Department of Health and Human Services.

**LAKE CUMBERLAND COMMUNITY ACTION AGENCY INC. IS AN EQUAL OPPORTUNITY EMPLOYER. M/F/H**

Builders Exchange of Louisville  
2300 Meadow Drive  
Louisville, KY 40205  
Attn: Mary Beth Hewett  
(502) 459-9800  
(502) 459-9808 FAX  
mhewett@bxeckentucky.com

ABC Plan Rooms  
1217 Broadway Ave.  
Bowling Green, KY 42104  
(270) 849-1886  
(270) 849-1963 FAX

AGC/McGraw-Hill  
Const. Dodge Plan Room  
950 Contract Street  
Suite 100  
Lexington, KY 40505-3664  
(859) 425-6630 - Dodge  
(859) 294-5188 FAX

Copies of the CONTRACT DOCUMENT may be obtained at the office of GE Engineers Inc., located at 801 Corporate Drive, Lexington, Kentucky 40503, upon payment of \$125.00 for each set. Payment is **NOT REFUNDABLE**.

Bids shall be accompanied by a bid bond or a certified check in an amount equal to five percent (5%) of the bid to insure the execution of the contract for which bid is made. In case the bid is not accepted, the check or bid bond will be returned to the bidder, but if the bid is accepted and the bidder shall refuse or neglect to enter into a contract with the City of Burnside within ten (10) days after the time the bid is accepted, the bidder shall be liable for the liquidated damages for the failure to do so. Attention of bidders is particularly called to the requirements as to conditions of employment to be observed and minimum wage rates to be paid under the contract. Section 2, Section 100 and E.O. 11948 and Title VI and other requirements under the Bid are encouraged.

No bidder shall withdraw his bid for a period of ninety (90) days after the time scheduled for the receipt of bids.

The City of Burnside reserves the right to waive informalities and to reject all and all bids.

By: The Honorable Charles Fourm

### MASTER COMMISSIONER'S SALE

In order to comply with the orders of the Pulaski Circuit Court, the Commissioner will sell the property described in the following action on Wednesday, September 24, at the hour of 1:00 p.m., in the PULASKI COUNTY FISCAL OFFICE, located on the Main Street level of the Pulaski County Courthouse, Somerset, Kentucky. Said property shall be sold to raise the amounts hereinafter set forth, together with interest and the costs of the action, and (unless otherwise indicated) upon the following terms and conditions:

- At the time of sale the successful bidder shall either pay cash or make a deposit of 20% of the purchase price with the balance on credit for thirty (30) days. In the event the successful bidder desires or elects to credit the balance, he or she will be required to post bond and furnish an acceptable surety thereon. Said bond shall be for the unpaid purchase price and bear interest at the rate of twelve (12%) percent per annum from the date of sale until paid.
- Risk of loss of improvements all be on the purchaser from date of sale.
- The purchaser shall be required to assume and pay all taxes or assessments upon the property for the current tax year and all subsequent years. All taxes or assessments upon the property for prior years shall be paid from the sale proceeds.
- The property shall otherwise be sold free and clear of any right, title and interest of all parties to the action and of their liens and encumbrances thereon, excepting easements and restrictions of record in the Pulaski County Clerk's Office and such right, title or redemption as may exist in favor of the United States of America or the

Cumberland Security Bank vs. Saddlebrook Estates, LLC, et al. (Action No. 09-CI-02184, Div. II, to raise the principal amount of \$67,991.41, together with interest, charges and costs).

**146 SOUTH BROADWAY, SOMERSET, KY. 40509**  
Tract of land being more particularly described in Deed Book 909, Page 432, Pulaski County Clerk's Office, Kentucky.

**PLAINTIFF'S ATTORNEY:** Kristen J. Mudd, Cincinnati, OH. (615) 361-8100

### SALE NO. 6

Kentucky Housing Corporation vs. Jerry C. Beach Jr. (Action No. 09-CI-00701, Div. II, to raise the principal amount of \$68,743.89, together with interest, charges and costs).

**219 JASPER ST., SOMERSET, KY. 40501**  
Tract of land being more particularly described in Deed Book 817, Page 339, Pulaski County Clerk's Office, Kentucky.

Twenty Ten (10%) percent of the purchase price to be paid on the date of the sale with the balance to be paid within thirty (30) days.  
**PLAINTIFF'S ATTORNEY:** James E. Stierle, Louisville, KY. (502) 584-5223.

### SALE NO. 7

U.S. Bank National Association vs. Marty Nicholas, et al. (Action No. 09-CI-00371, Div. I, to raise the principal amount of \$123,124.75, together with interest, charges and costs).

**136 RIDGEWOOD CIRCLE, SOMERSET, KY. 40508**  
Lot No. 21 of the Oak Ridge Subdivision, being more particularly described in Deed Book 784, Page 240, Pulaski County Clerk's Office, Ken-

8100

### SALE NO. 11

Countrywide Home Loans Servicing, LP, vs. Ashley Chaney, et al. (Action No. 09-CI-01404, Div. I, to raise the principal amount of \$80,053.39, together with interest, charges and costs).

**440 COLO GRADE ROAD, SOMERSET, KY. 40501**  
Tract of land being more particularly described in Deed Book 710, Pt 482, Pulaski County Clerk's Office, Kentucky.

**PLAINTIFF'S ATTORNEY:** Matthew A. Taulbee, Cincinnati, OH. (6 241-3100.

### SALE NO. 12

Fifth Third Mortgage Company vs. Paulette Cox, et al. (Action No. CI-01418, Div. I, to raise the principal amount of \$181,711.55, together with interest, charges and costs).

**219 LAKE DRIVE, BURNSIDE, KY. 42510**  
Tract of land being more particularly described in Commissioner's D Book 21, Page 383, Pulaski County Clerk's Office, Kentucky.

Twenty Ten (10%) percent of the purchase price to be paid on the date of the sale with the balance to be paid within thirty (30) days.  
**PLAINTIFF'S ATTORNEY:** Camille D. Rorer, Louisville, KY. (502) 5 2780.

### SALE NO. 14

Chase Home Finance, LLC, vs. Lydia Gregory, et al. (Action No. 09-01818, Div. II, to raise the principal amount of \$91,153.40, together with interest, charges and costs).

... 300 N. Carter, Morgantown. Phone 389-3513 or e-mail resume to MGWood@Extendicare.com

EOE

## PUBLIC NOTICE

### NOTICE OF SALE OF FRANCHISE

By virtue of a resolution heretofore passed by the Council of the City of Sturgis, Kentucky, directing the advertisement for bids and selling of a franchise to use certain streets, alleys, and public grounds of the City of Sturgis, Kentucky for the purpose of owning, operating, equipping and maintaining a system for the transmission and distribution of electric energy. The City Clerk of Sturgis will on October 12, 2009 at or about 7:00 P.M. sell at public auction to the highest bidder at the City Hall of Sturgis a franchise for the purpose set out. Said franchise is more particularly described and fully defined in a proposed ordinance granting and creating the same and said proposed ordinance defines the terms and conditions upon which said sale shall be made, the full text of which is available for inspection in the office of the Sturgis City Clerk, Sturgis, Kentucky. The ordinance by title and summary is as follows: ORDINANCE #09-09-14. AN ORDINANCE ESTABLISHING A FRANCHISE AGREEMENT RELATED TO THE TRANSMISSION AND DISTRIBUTION OF ELECTRICAL ENERGY, AND THE PROVISION OF RETAIL ELECTRIC SERVICE IN AREAS HERETOFORE SERVED BY KENTUCKY UTILITIES COMPANY.

CYNTHIA CARR, Sturgis City Clerk

Published 9/16/2009

### NOTICE TO CUSTOMERS OF KENTUCKY UTILITIES COMPANY

PLEASE TAKE NOTICE that on or around September 28, 2009, Kentucky Utilities Company ("KU") will file with the Kentucky Public Service Commission ("Commission"), an Application pursuant to Kentucky Revised Statutes 278.300 for approval of (a) two purchase power agreements for wind power and (b) pursuant to Kentucky Revised Statutes 278.180 a ratemaking mechanism for the recovery of its monthly expense associated with the purchase of wind power under the two purchase power agreements.

The ratemaking mechanism proposed by KU, titled "Renewable Resource Clause," is shown below:

- (1) The charge per kWh delivered under the rate schedules to which the RRC applies shall be increased or decreased during each month according to the following formula:

$$\text{Adjustment Factor} = \frac{RP}{S}$$

- (2) Renewable Purchases (RP) are the sum of the most recent actual monthly costs of:

- The Company's purchases of Eligible Renewable Energy and all other costs imposed on the Company under the Company's contract(s) for Eligible Renewable Energy, less any revenues the Company receives for reselling Eligible Renewable Energy;
- The cost of firm transmission service to deliver Eligible Renewable Energy to the Company's control area;
- The cost of Locational Marginal Pricing adjustments to transmission service to reflect congestion in the control area of a Regional Transmission Organization (RTO);
- Other transmission charges or adjustments imposed by an RTO; and
- The amount by which items (a), (b), (c), and (d) were under- or over-collected in the Current Period.

- (3) Sales (S) are all kWh sold to the Company's retail customers.

of their labors.

# KCTCS Graduates Eligible For College

High school students who graduate from any of the Office of Career and Technical Education's Kentucky Tech secondary schools may be able to receive college credit under a new agreement between the Kentucky Education and Workforce Development Cabinet and the Kentucky Community and Technical College System (KCTCS).

Education and Workforce Development Cabinet Secretary Helen W. Mountjoy said the agreement can offer a seamless path from secondary to postsecondary education for these students.

"This partnership helps us promote postsecondary educational opportunities for Kentucky students while rewarding them for taking initiative during high school. These agreements benefit our students and the state by encouraging them to explore technical careers and further their education," said Mountjoy.

While the educational sys-

tems have worked together for many years, the recently signed dual credit and articulation agreements will allow a graduate from any of the 54 Kentucky Tech schools, commonly known as area technology centers (ATC), the opportunity to receive college credit for some classes. The articulation agreement will allow any student who has taken an eligible course at an ATC to transfer that course to the KCTCS within three years, while the dual-credit agreement will let students receive college credit while they are still in high school.

"These agreements will allow most of the 21,000 students enrolled in KY Tech programs to have access to what can honestly be called AP technical credit," said OCTE Executive Director John Marks. "To ensure a seamless transition from secondary to postsecondary institutions, a dual credit agreement template has been developed by OCTE and KCTCS system offices for use between each local KCTCS campus and ATC. The KY Tech system of schools is nationally accredited, industry certified and prepared to help students transition into postsecondary education and the re-

## PUBLIC NOTICE

### NOTICE OF PUBLIC

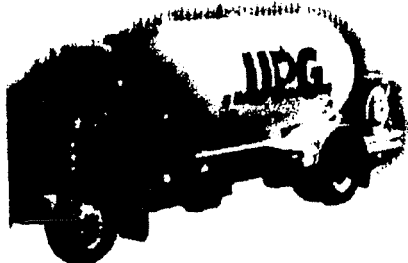
The public is hereby notified that a public hearing will be held at 1:00 P.M. local time on September 22, 2009 at the City Hall Council Chamber, 100 N. Carter Street for the purpose of hearing the public on the proposed 2009 City Tax Rate of 0.462 real property and 0.231 personal property. The total taxable property within the City of Sturgis is \$100,000,000. The General Commonwealth of Kentucky publication of this notice as contained herein in accordance with

- A) 2008 City Tax Rate - Real Property  
2008 Tax Revenue - Real Property  
2008 City Tax Rate - Personal Property

Forrester at 665-5092

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3. Steve Jones
4. Jeff Lehw
5. Steve Carter

### Altered Stock

1. Shawn Oldham
2. Eric Pearson
3. Greg Polley

### Pro-Stock

1. Tommy Wallace
2. April Clay
3. Don Cato
4. Larry Mosley
5. Garrett Williams
6. Scott Brothers

3. Matt Ingram
4. Dakota Van Cleeve

### Super Stock

1. Nathan Corley
2. Garrett Williams
3. Keith Robinette
4. Roger Rudluff

### Street Legal

1. Allen Freeman
2. Neil Hale
3. Chris Allen
4. Ed Dulworth
5. Michael Calvert
6. Daphne Bommarito
7. Sam Wilcox

## NOTICE OF SALE OF FRANCHISE

By virtue of a resolution heretofore passed by the Council of the city of LaCenter, Kentucky, directing the advertisement for bids and selling of a franchise to use certain streets, alleys, and public grounds of the city of LaCenter, Kentucky for the purpose of owning, operating, equipping and maintaining a system for the transmission and distribution of electric energy. The City Clerk of LaCenter will on October 13, 2009, at or about 7:00 p.m. CST sell at public auction to the highest bidder at the City Hall of LaCenter a franchise for the purpose set out. Said franchise is more particularly described and fully defined in a proposed ordinance granting and creating the same and said proposed ordinance defines the terms and conditions upon which said sale shall be made, the full text of which is available for inspection in the office of the LaCenter City Clerk, LaCenter, Kentucky. The ordinance by title and summary is as follows: **ORDINANCE #112. AN ORDINANCE ESTABLISHING A FRANCHISE AGREEMENT RELATED TO THE TRANSMISSION AND DISTRIBUTION OF ELECTRICAL ENERGY, AND THE PROVISION OF RETAIL ELECTRIC SERVICE IN AREAS HERETOFORE SERVED BY KENTUCKY UTILITIES COMPANY.** Tracy Dodge, City Clerk, Published 9-16-09.

in any ways acknowledge him and he will direct your paths. Bless the Lord and direct my paths!

We have enjoyed a cooler weekend with showers of rain that the Lord sends.

My cousin Phil Jones and mother Gladys Love have been living on a farm in the vicinity and got so they were unable to do the things that needed care so they had a sale of many items and I wondered what they were going to do. They moved to Paducah. It will be quite a change. It will be hard for them to sit in the house and do nothing.

Women on Mission have been studying about how our Muslim neighbors pray, repeating the alms phrases over hundreds of times with the hope that Allah will look fa-

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## COMMONWEALTH OF KENTUCKY BALLARD CIRCUIT COURT CIVIL ACTION NO. 09-CI-00070

PAGE, INC.

PLAINTIFF

ADVERTISED NOTICE PURSUANT TO

200 AND KRS 426.560

GHAM, JR.  
GHAM

DEFENDANTS

ICE: By virtue of a Judgment and Order of Sale entered on August 11, 2009, in the 17,672.93, with interest, advancements and charges, I shall proceed to offer for courthouse door in Wickliffe, Ballard County, Kentucky, to the highest bidder at on the 8th day of October, 2009, at the hour of 10:00 a.m., the following property:

g Lot No.6 and 31.33 ft. of the west side of Lot No.7, Block 21 of the City of Kentucky, as recorded in Plat Book B, Page 15 in the Ballard County Court Office and more particularly described as follows: Beginning at a point, said line to the south right of way line of South Main Street and in a westerly direction along said right of way line a distance of 68.67 ft. from the Northeast corner of No.8, Block 21; thence in a Southerly direction and parallel to Graham with an interior angle of 90 degrees, a distance of 140 feet to a point; thence in a southerly direction and parallel to South Main Street with an interior angle of 90 degrees, a distance of 81.33 ft. to a point to the West property line of Lot No.6; thence in a Northerly direction and parallel to Graham Street with an interior angle of 90 degrees, a distance of 140 feet to a point in the South right of way line of South Main Street; thence with said right of way line in an easterly direction with an interior angle of 90 degrees, a distance of 81.33 ft. to the point of beginning and containing .26 acres; and being the same property conveyed to Paul Graham, Jr. and by Graham by deed dated April 30, 2007, and recorded in Deed Book 82 Page 18 Ballard County Court Clerk's Office.

It will be sold under the following terms and conditions:

1. That the real property shall be sold as a whole as above-described to the highest bidder or bidders as a whole for CASH; or, on a credit of thirty (30) days subject to the following terms and conditions:

## COMMONWEALTH OF KENTUCKY BALLARD CIRCUIT COURT CIVIL ACTION NO. 09-CI-00070

REGIONS BANK

PLAINTIFF

VS.

RE-ADVERTISED NOTICE PURSUANT TO

KRS 436.200 AND KRS 426.560

PEGGY L. YANCEY

DEFENDANT

NOTICE: By virtue of a Order to Reschedule Sale entered on August 11, 2009, in the amount of \$17,672.93, with interest, advancements and charges, I shall proceed to offer for sale at the courthouse door in Wickliffe, Ballard County, Kentucky, to the highest bidder at public auction on the 8th day of October, 2009, at the hour of 10:00 a.m., the following described property:

A certain lot in the town of La Center, described as follows: Block No. 37, fronting 59 feet on Chestnut Street and running back 155 feet toward Maple Street to an alley as shown on the plat of the town of La Center in Plat Book B, Pages 2 and 3, Ballard County Clerk's Office.

Also, seven (7) feet off the Northeast corner of Lot No. 5 in Block 21 of the town of La Center as shown on Plat Book B, Ballard County Clerk's Office.

Being in all respects the same property conveyed to Peggy L. Yancey person, by deed dated December 15, 2006, and recorded in Deed Book 82 Page 18 Ballard County Court Clerk's Office.

The property will be sold under the following terms and conditions:

1. That the real property shall be sold as a whole as above-described to the highest bidder or bidders as a whole for CASH; or, on a credit of thirty (30) days subject to the following terms and conditions: