

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

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COMMISSION

In the Matter of:

Application of Kentucky Utilities  
Company for an Adjustment of  
Base Rates

Case No. 2009-00548

**Reply to the Joint Response of Kentucky Utilities and Louisville Gas and  
Electric Company to TW Telecom's Motion for Full Intervention**

For its reply to the Joint Response of Kentucky Utilities Company and Louisville Gas and Electric Company ("the Applicants") to its Motion for Full Intervention, TW Telecom of Kentucky, LLC ("TWTC") states as follows:

1. TWTC attaches its facilities to poles of, and is charged by, each Applicant. It is a customer of the Applicants.
2. Language changes proposed by the Applicants to their respective pole-attachment tariffs eliminate the restriction to cable television system operators from the "Availability of Service" provision. *Compare*

Where a cable television system operator has proper authorization to provide cable television service in a given area (hereinafter "Customer"), Company is willing to permit the attachment of cables, wires and appliances to its poles where, in Company's judgment, such attachments will not interfere with its electric service requirements and other prior licensees using Company's poles.

KU Tariff, PSC No. 14, Original Sheet No. 40, *with*

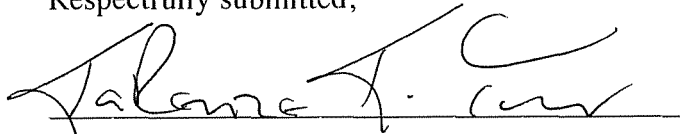
Where Company is willing to permit the attachments of cables, wires and appliances to its poles where, in Company's judgment, such attachments will not interfere with its electric service requirements and other prior licensees using Company's poles.

KU Proposed Tariff, PSC No. 15, Original Sheet No. 40. By the proposed language, the tariffed service (including the per-year attachment charge) would be available to those like TWTC — who attach "cables, wires and appliances" like those of a cable television system operator.

3. If, despite the proposed language change, the Applicants are not willing to provide pole attachment service under the tariff to TWTC and others whose use is similar to that of a cable television system operator, then maintenance of that unreasonable distinction is an issue in this proceeding in which TWTC has a special interest not otherwise adequately represented.

WHEREFORE, TWTC respectfully requests full intervention in this proceeding.

Respectfully submitted,

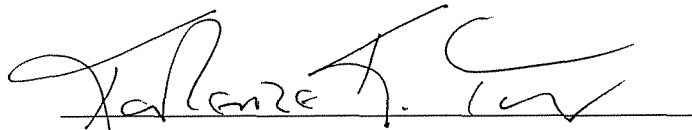


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CERTIFICATE OF FILING AND SERVICE

I hereby certify that on this the 23rd day of March 2010, the original and ten (10) copies of the foregoing were sent via U.S. Mail, first-class and postage prepaid, to the Commission for filing, and a copy was served, by the same means, on each person at the address shown on the attached Service List.



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