

COMMONWEALTH OF KENTUCKY
BEFORE THE KENTUCKY PUBLIC SERVICE COMMISSION

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In the Matter of:

APPLICATION OF KENTUCKY)
UTILITIES COMPANY FOR AN)
ADJUSTMENT OF BASE RATES)

CASE NO. 2009-00548

MAR 26 2010
PUBLIC SERVICE
COMMISSION

**KENTUCKY CABLE TELECOMMUNICATIONS
ASSOCIATION'S UNOPPOSED MOTION FOR EXTENSION OF TIME**

The Kentucky Cable Telecommunications Association ("KCTA") respectfully files this unopposed motion for a brief extension of time to file its supplemental data requests. As explained below, KCTA makes this request due to extraordinary circumstances, and counsel for Kentucky Utilities Company ("KU") have informed KCTA that they have no objection. Moreover, the extension will neither prejudice KU nor affect any deadline in this proceeding other than KCTA's deadline to file the supplemental requests and KU's deadline to respond.

1. By Order dated February 16, 2010, the Commission set a procedural schedule for this case. The schedule sets the following dates: initial data requests were to be filed March 1; KU's responses were due March 15; supplemental data requests are to be filed March 26; KU's responses thereto are due April 8; and intervenor testimony is to be filed by April 22.

2. KCTA agreed to abide by this schedule when it intervncnd, and it has done so thus far. However, extraordinary circumstances now force KCTA to request a brief extension of time to file its supplemental data requests. KCTA's lead counsel, Gardner F. Gillespie, is currently lead counsel at a trial in Florida.^{1/} The trial was long scheduled to begin on March 8, and was expected to last five to eight days. Instead, the trial began on March 15, and due to recent requests from opposing counsel for extra time to present their affirmative case, it will last

^{1/} The case is *Tampa Electric Company v. Bright House Networks, LLC*, No. 06-00819 (in the Circuit Court of the Thirteenth Judicial Circuit in and for Hillsborough County, Florida).

through the beginning of next week (approximately Monday, March 29). Mr. Gillespie accordingly will not be able to fully review KU's initial data responses until Tuesday, March 30 – four days after the supplemental data requests are currently due.

3. Mr. Gillespie has represented KCTA in rate cases before the Commission dating back some 30 years. He is the KCTA counsel with sufficient institutional knowledge, and expertise in rate cases and the Commission's rate formulas, to determine what additional data KCTA may need to fully evaluate the propriety of KU's proposed pole-attachment rates.

4. KCTA therefore respectfully requests a one-week extension of time to file its supplemental requests – from March 26 to April 2. KCTA further proposes that KU receive an identical one-week extension of time to file its responses – from April 8 to April 15. However, KCTA would *not* then seek additional time to file its testimony. It would be prepared to file its testimony on April 22, as contemplated by the procedural schedule.

5. KU's counsel have informed KCTA that they have no objection to this request.

6. The extension would not prejudice KU because it would neither shorten KU's time to respond to any supplemental requests nor affect the broader procedural schedule.

WHEREFORE, KCTA respectfully moves for a one-week extension of time to file its supplemental data requests.

Respectfully submitted,

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CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing was served upon the following, by U.S. Mail, postage prepaid, on this the 26th day of March, 2010

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