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January 22, 2010

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

David C. Brown
(502) 681-0421
(502) 779-8251 FAX
dbrown@stites.com

RECEIVED

JAN 25 2010


**PUBLIC SERVICE
COMMISSION**

RE: Case No. 2009-00549

Dear Mr. Derouen:

Enclosed for filing in the above-referenced docket are an original and twelve (12) copies of the Petition of The Kroger Company for full intervention.

Very truly yours,



David C. Brown

DCB/dab

Enclosure

KR091:00KR2:770338:1:LOUISVILLE

RECEIVED

JAN 25 2010

PUBLIC SERVICE
COMMISSION

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In The Matter of:

APPLICATION OF LOUISVILLE GAS
AND ELECTRIC COMPANY FOR AN
ADJUSTMENT OF BASE RATE

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)
)
)
)

CASE NO. 2009 - 00549

**PETITION FOR FULL
INTERVENTION OF THE KROGER COMPANY**

Pursuant to K.R.S. §278.310 and 807 KAR 5:001 Section 3(8), The Kroger Company (“Kroger”) requests that it be granted full intervenor status in the above captioned proceeding and states in support thereof as follows:

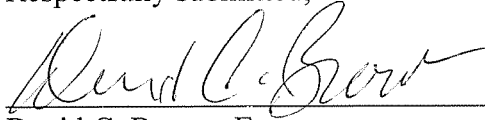
1. Kroger operates a substantial number of retail stores and distribution centers throughout the service area of Louisville Gas & Electric Company (“LG&E”) and purchases electric and gas energy for these facilities from LG&E. Electric and gas services represent a significant cost of doing business for Kroger. Kroger therefore has a special interest in this proceeding in that the Application may have a significant impact on the rates paid by Kroger to LG&E. The position of Kroger cannot be adequately represented by any existing party. Kroger intends to play a constructive role in the Commission’s decision making process herein and its participation will not unduly prejudice any party.

2. The attorney for Kroger authorized to represent it in this proceeding and to take service of all documents is:

David C. Brown, Esq.
Stites & Harbison, PLLC
400 W. Market Street, Suite 1800
Louisville, KY 40202
Phone: (502) 681-0421
Fax: (502) 587-6391
E-mail: dbrown@stites.com

WHEREFORE, Kroger requests that it be granted full intervenor status in the above captioned proceeding.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "David C. Brown", is written over a horizontal line.

David C. Brown, Esq.
Stites & Harbison, PLLC
400 West Market Street, Suite 1800
Louisville, KY 40202
Counsel for The Kroger Company

CERTIFICATE

A copy of the foregoing Petition for Full Intervention has been served by United States mail on the following persons this the 22 day of January, 2010:

Allyson K. Sturgeon, Esq.
Senior Corporate Attorney
LG&E Energy Corp.
220 West Main Street
Louisville, Kentucky 40202

Counsel for Applicant

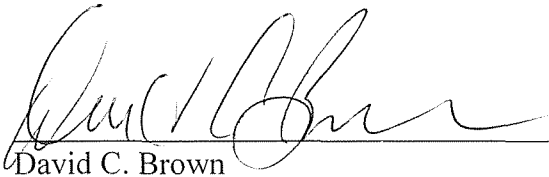
Michael L. Kurtz, Esq.
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Louisville, Kentucky 40202

Robert M. McCoy
Director, Rates
Kentucky Utilities Company
220 W. Main Street
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David C. Brown