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JUL 15 2010

PUBLIC SERVICE
COMMISSION

July 13, 2010

Docket Clerk
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, Kentucky 40601

In the Matter of:

JOINT APPLICATION OF PPL CORPORATION, E.ON AG,)
E.ON US INVESTMENTS CORP., E.ON U.S. LLC) CASE NO.
LOUISVILLE GAS AND ELECTRIC COMPANY AND) 2010-00204
KENTUCKY UTILITIES COMPANY FOR APPROVAL OF)
AN ACQUISITION OF OWNERSHIP AND CONTROL OF)

Dear Docket Clerk:

Enclosed please find for filing the original and ten (10) copies of the Motion of the Metropolitan Housing Coalition for Full Intervention in the above-captioned case. All parties of record have been served.

Thanks in advance for your assistance.

Cordially,

Tom FitzGerald
Director
Counsel for Movant Metropolitan
Housing Coalition

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

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JOINT APPLICATION OF PPL CORPORATION, E.ON AG,))
E.ON US INVESTMENTS CORP., E.ON U.S. LLC))
LOUISVILLE GAS AND ELECTRIC COMPANY AND))
KENTUCKY UTILITIES COMPANY FOR APPROVAL OF))
AN ACQUISITION OF OWNERSHIP AND CONTROL OF))
UTILITIES))

JUL 15 2010
PUBLIC SERVICE
COMMISSION

CASE NO.
2010-00204

**MOTION OF METROPOLITAN HOUSING COALITION
FOR FULL INTERVENTION**

Comes the Metropolitan Housing Coalition (MHC), by and through counsel, on behalf of members who are directly affected and may be adversely affected by this matter, and respectfully moves to intervene into the above-captioned proceeding as a full party. Pursuant to 807 Kentucky Administrative Regulation ("KAR") 5:001 Section 3(8), MHC respectfully requests that it be accorded the rights and privileges of a full intervenor in these proceedings, and in support thereof, states as follows:

1. Intervention in formal proceedings before the Kentucky Public Service Commission ("Commission") is governed by 807 KAR 5:001 Section 3(8), which provides in relevant part that:

In any formal proceeding, any person who wishes to become a party to a proceeding before the Commission may by timely motion request that he be granted leave to intervene. Such motion shall include his name and address and the name and address of any party he represents and in what capacity he is employed by such party.

807 KAR 5:001 Section 3(8).

2. MHC is a nonprofit, nonpartisan membership organization incorporated under the laws of the Commonwealth of Kentucky in 1989 and comprised of over 190

individual members and 200 member organizations. MHC members include representatives of low-income households, private and non-profit housing developers, service providers, financial institutions, labor unions, faith-based and neighborhood groups, as well as other advocacy groups, advocating in a united voice for fair, safe, and affordable housing in the Metro Louisville area. For over two decades, the MHC has utilized the public and private resources of the Metro Louisville community to provide equitable, accessible housing choices for all persons through advocacy, public education, and through support for affordable housing providers.

3. This motion for full intervention is timely, within the meaning of 807 KAR 5:001 Section 3(8). The Procedural Schedule adopted by the Commission and attached as the Appendix to the Order entered on June 15, 2010 did not include a deadline for intervention. MHC will accept the schedule as it appears in that Order, thus there is no prejudice to the applicant or other parties from the grant of full intervenor status to MHC.

4. The grant of intervention to a person pursuant to 807 KAR 5:001 Section 3(8) is within the sound discretion of the Commission, and requires that the person “specify his interest in the proceeding.”

5. As part of its mission, MHC has focused on energy costs as part of fair and affordable housing for many years. Utility costs are a significant component of affordable shelter, and on these issues MHC has done research, effectively advocated for policy changes, represented non-profit affordable housing developers, and worked with local and statewide organizations. MHC’s Director, Cathy Hinko, was an original board member of the Affordable Energy Corporation and continues to serve on that board. MHC brings a perspective on demand side management programs that is from the

practitioner's viewpoint, and has been an active member of the E.ON Customer Care Advisory Group since the program's inception. MHC is also on the Community Winter Help Board.

6. MHC has a \$1.3 million dollar loan pool for non-profit developers to create affordable housing, whether rental or owner-occupied, new or rehabilitated. MHC has been actively involved in policy making for energy efficient housing rehabilitation programs, securing changes in the use of stimulus weatherization dollars to include rental and multi-family housing, and staffing the Non-profit Housing Alliance, an industry group of non-profit developers in the area.

7. MHC's interest in this matter relates to the potential effects of the acquisition on the proposed rates, programs, and policies of LG&E, and in the maintenance of programs intended to address the impact of utility rates and energy use on affordable housing. This interest is different than the general public interest.

8. Existing parties to the proceeding do not adequately represent the interests of MHC and its members. No current party represents the specific perspective and interests in utility rates and policies, of those needing and those providing affordable housing.

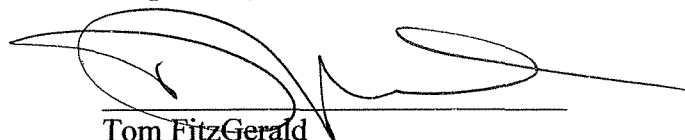
10. 807 KAR 5:001 Section 1(8)(b) provides in the alternative that the Commission shall grant full intervention status if the person "has special interests in the proceeding which is not otherwise adequately represented" or "that full intervention by party (sic) is likely to present issues or to develop facts that assist the commission in fully considering the matter without unduly complicating or disrupting the proceeding[.]" The special interests of MHC and its members in the nexus between utility costs and safe and

affordable housing are squarely within the ambit of the Commission's jurisdiction and this proceeding and are not adequately represented, as discussed above.

11. Alternatively, full intervention should be granted since the participation of MHC would assist the Commission in fully considering the matter without unduly complicating or disrupting the proceeding. The participation of MHC will hopefully assist the Commissioners in determining whether and on what terms the acquisition should be approved as being "consistent with the public interest." KRS 278.020(6).

WHEREFORE, for the reasons stated above and in the interests of assuring that those constituencies most directly affected by the electric and gas utility policies, programs, rates and service are heard during this deliberative process, because the special interests of MHC and its member ratepayers are not adequately represented by existing parties or parties that have filed for intervenor status, and in order to provide information that will assist the Commission in fully considering the matter, Movant MHC requests, on behalf of its member ratepayers, that it be accorded the status of full Intervenor, and that each party to the case be directed to serve upon MHC and the undersigned counsel, all pleadings and information requests that are filed in this case.

Respectfully submitted,



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*Counsel for Movant, Metropolitan
Housing Coalition*

CERTIFICATE OF SERVICE

I certify that an original and ten (10) copies of this Motion of the Metropolitan Housing Coalition for Full Intervention were filed by priority mail to the Docket Clerk, Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky 40601 and that a true and accurate copy of the foregoing was mailed via first class U.S. Mail, postage prepaid, this 13th day of July, 2010, to the following:

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