

COMMONWEALTH OF KENTUCKY

BEFORE THE KENTUCKY STATE BOARD ON  
ELECTRIC GENERATION AND TRANSMISSION SITING

In the Matter of:

APPLICATION OF SOUTHERN INDIANA )  
GAS & ELECTRIC CO., D/B/A VECTREN )  
ENERGY DELIVERY OF INDIANA, INC. )  
FOR A CONSTRUCTION CERTIFICATE TO )  
CONSTRUCT AN ELECTRIC TRANSMISSION )  
LINE FROM ITS A.B. BROWN PLANT TO THE )  
BIG RIVERS EHV STATION )

CASE NO.  
2010-00223

RECEIVED KENTUCKY STATE BOARD ON  OCT 15 2010  ELECTRIC GENERATION AND TRANSMISSION SITING
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**MOTION OF CITY OF HENDERSON, KENTUCKY TO  
WITHDRAW MOTION FOR FULL INTERVENTION  
AND REQUEST FOR FULL EVIDENTIARY HEARING**

Comes the City of Henderson (hereinafter referred to as "City"), by counsel, and moves the Kentucky State Board on Electric Generation and Transmission Siting (hereinafter "Siting Board"), to allow the City to withdraw its motion to intervene previously filed in the above styled proceeding. As grounds for this Motion, the City states as follows:

1. On July 15, 2010, Southern Indiana Gas & Electric Co., d/b/a Vectren Energy Delivery of Indiana, Inc. ("Vectren") filed an "Application for Certificate to Construct Nonregulated Electric Transmission Line" with the Siting Board. The Application sought approval to site and construct a 345 kV electric transmission line.

2. The City, Henderson Municipal Power & Light (hereinafter referred to as the "HMP&L") and Henderson Water Utility (hereinafter referred to as "HWU") (known collectively herein as "Intervenors" or "Henderson Parties") opposed the proposed route of Vectren's proposed electric transmission line, and as a result, filed separate motions

for full intervention (referred to herein as "Motions to Intervene") and requested a full evidentiary hearing. Each of the foregoing entities may hereinafter be referred to as a "Party" and all of the foregoing collectively may hereinafter be referred to as the "Parties."

3. Since the filing of the Motions to Intervene, all of the Parties in this matter have resolved the issues raised in the Henderson Parties' respective Motions to Intervene.

4. The Parties have executed a Settlement Agreement memorializing all of the terms, conditions and provisions agreed to concerning the previously disputed issues.

5. Vectren has agreed to file an Amended Application with the Siting Board proposing an agreed upon alternate route for its proposed electric transmission line ("Proposed Amended Route") in conformity with the map tendered at the Parties' settlement conference.

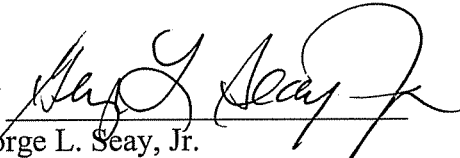
6. The Proposed Amended Route addresses and eliminates many of the concerns previously raised by the City.

7. In light of the Settlement Agreement and Vectren's filing of an Amended Application incorporating the Proposed Amended Route, the City no longer has a dispute with Vectren, and its Motion to Intervene and request for a full evidentiary hearing have now become moot.

WHEREFORE, the City respectfully requests the Siting Board to allow it to withdraw its Motion to Intervene and request for a full evidentiary hearing.

So moved this the 15<sup>th</sup> day of October, 2010.

By:

  
George L. Seay, Jr.

Lesly A.R. Davis

Troy N. Nichols

WYATT, TARRANT & COMBS, LLP

250 West Main Street, Suite 1600

Lexington, Kentucky 40507

Telephone: (859) 233-2012

[gseay@wyattfirm.com](mailto:gseay@wyattfirm.com)

[ldavis@wyattfirm.com](mailto:ldavis@wyattfirm.com)

[tnichols@wyattfirm.com](mailto:tnichols@wyattfirm.com)

*Counsel for the City of Henderson*

**CERTIFICATE OF SERVICE**


This is to certify that the original and ten true and correct copies of the foregoing has been served upon the following, by hand delivery, at the filing office of the Kentucky Public Service Commission, on this the 15<sup>th</sup> day of October, 2010:

Hon. Richard W. Bertelson, III  
Counsel  
Public Service Commission  
211 Sower Blvd  
P.O. Box 615  
Frankfort, KY 40602-0615

Mr. Jeff Derouen  
Executive Director  
Public Service Commission  
P.O. Box 615  
Frankfort, KY 40602

and via U.S. Mail, postage prepaid to:

Jason R. Bentley, Esq  
McBRAYER, McGINNIS, LESLIE & KIRKLAND, PLLC  
201 East Main Street, Suite 1000  
Lexington, KY 40507

  
George L. Seay, Jr.  
Counsel for the City of Henderson