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Via Overnight Mail

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AUG 17 2010

August 16, 2010

PUBLIC SERVICE
COMMISSION

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

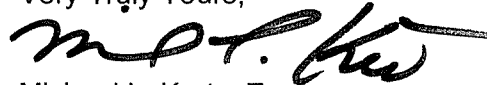
Re: Case No. 2010-00269

Dear Mr. Derouen:

Please find enclosed the original and twelve (12) copies of **PETITION TO INTERVENE AND APPLICATION FOR PROCEDURAL SCHEDULE OF KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.** filed in the above-referenced matter. By copy of this letter, all parties listed on the Certificate of Service have been served.

Please place this document of file.

Very Truly Yours,



Michael L. Kurtz, Esq.
BOEHM, KURTZ & LOWRY

MLKkew

Attachment

cc: Richard Raff, Esq.
Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by electronic mail (when available) or by mailing a true and correct copy by regular ordinary U.S. mail, unless other noted, this 16TH day of August, 2010 to the following:

Albert Yockey
Vice President Government Relations
Big Rivers Electric Corporation
201 Third Street
Henderson, KY 42419-0024

A handwritten signature in black ink, appearing to read "M. L. Kurtz", written over a horizontal line.

Michael L. Kurtz, Esq.

**COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION**

In The Matter Of: The Examination Of The Application Of :
The Fuel Adjustment Clause Of Big Rivers Electric : Case No. 2010-00269
Corporation From November 1, 2009 Through April 30, :
2010 :

**PETITION TO INTERVENE AND
APPLICATION FOR A PROCEDURAL SCHEDULE OF
KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.**

Pursuant to K.R.S. §278.310 and 807 KAR 5:001 Section 3(8), Kentucky Industrial Utility Customers, Inc. (“KIUC”) requests that it be granted full intervenor status in the above-captioned proceeding. KIUC also requests that the Commission establish a procedural schedule.

1. KIUC is an association of the largest electric and gas public utility customers in Kentucky. The purpose of KIUC is to represent the industrial viewpoint on energy and utility issues before this Commission and before all other appropriate governmental bodies.
2. The members of KIUC who purchase electricity from Big Rivers Electric Corporation (“Big Rivers”) through Kenergy Corp. who will participate herein are: Alcan Primary Products Corporation, Century Aluminum of Kentucky, General Partnership, Domtar Paper Co., LLC and Kimberly Clark Corporation. KIUC will supplement its Petition with the names of additional participating members as this information becomes known.
3. All KIUC member companies have a similar interest in ensuring that the rates charged by Big Rivers to Kenergy for pass-through to retail consumers are just and reasonable.
4. The matters being decided by the Commission in this case may have a significant impact on the rates paid by KIUC members for electricity. Electricity represents a significant cost of doing business for KIUC members. The attorneys for KIUC authorized to represent them in this proceeding and to take service of all documents are:

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**COUNSEL FOR KENTUCKY INDUSTRIAL UTILITY
CUSTOMERS, INC.**

5. The position of KIUC cannot be adequately represented by any existing party. KIUC intends to play a constructive role in the Commission's decision making process herein and KIUC's participation will not unduly prejudice any party.

6. In addition, pursuant to Paragraph 5 of the Commission August 13, 2010 Order in this case, KIUC requests the opportunity to submit data requests and possibly file testimony. Therefore, we request that the Commission establish a procedural schedule allowing for intervenor discovery and testimony.

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

Respectfully submitted,



Michael L. Kurtz, Esq.
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August 16, 2010