

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENERGY CORP. FOR A)	
CERTIFICATE OF CONVENIENCE AND)	CASE NO.
NECESSITY TO APPLY FOR A FRANCHISE)	2013-00249
FROM THE CITY OF DIXON)	

ORDER

On June 27, 2013, Kenergy Corp. ("Kenergy") filed its application with the Commission seeking a Certificate of Public Convenience and Necessity to qualify it to bid on a franchise for electric service offered by the city of Dixon, Kentucky. Under the provisions of KRS 278.020(4), no utility may apply for a franchise from any governmental agency until it has obtained a Certificate of Public Convenience and Necessity from this Commission based on our finding that there is a need and demand for the service sought to be rendered.

In light of the city of Dixon's ordinance creating an electric distribution franchise, the Commission determines that there is evidence of a need and demand for electric services in the above-mentioned city. Since the Commission's authority in such matters is limited by statute to finding only whether there is a need and demand for the service sought to be rendered, no finding or determination is made as to the qualifications of the bidder, the validity of any of the provisions of the franchises offered by said city, or the manner in which any franchise fee is to be treated for rate purposes.

IT IS THEREFORE ORDERED that:

1. Kenergy is granted a Certificate of Public Convenience and Necessity that authorizes it to bid on a franchise for electric services offered by the city of Dixon, Kentucky.
2. If Kenergy is not the successful bidder, Kenergy shall, within ten days of the award of the franchise at issue, file with the Commission a written notice stating that Kenergy was not the successful bidder.
3. If Kenergy is the successful bidder, Kenergy shall, within ten days of the award of the franchise at issue, file with the Commission a copy of the executed franchise agreement.
4. Any documents filed pursuant to ordering paragraphs 2 or 3 of this Order shall reference the number of this case and shall be electronically submitted via the Commission's electronic Tariff Filing System.
5. This Order shall not be construed as granting a Certificate of Public Convenience and Necessity to construct utility facilities in said city.

By the Commission

ENTERED
JUL 01 2013
KENTUCKY PUBLIC SERVICE COMMISSION

ATTEST



Executive Director

Case No. 2013-00249

J. Christopher Hopgood
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