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**Case Management System - KY Public Service Commission***Regular Cases Before the Commission as of May 18, 2024***2009-00430**

RECEIVED: 12/08/09

FILED: 12/08/09

FINAL: 09/13/10

REOPENED:

SUSPENSION DATE:

CASE NATURE: Alleged Failure to Comply with KRS 278.042

**CASE CODE**

Investigation - Service

**UTILITIES:**

Kenergy Corp.

**HEARINGS:**

01/27/10 Formal Hearing

01/27/10 Informal Conference

**INDEX OF EVENTS:**

10/10/11 POST CASE: Kenergy's Safety Audit Checklists for Sept 2011  
 09/12/11 POST CASE: Kenergy's Safety Audit Checklists for Aug 2011  
 08/08/11 POST CASE: Kenergy's Safety Audit Checklists for July 2011  
 07/08/11 POST CASE: Kenergy's Safety Audit Checklists for June 2011 per 120809 Order  
 06/06/11 POST CASE: Kenergy's Safety Audit Checklists and Summary Report  
 05/06/11 POST CASE: Kenergy's Safety Audit Checklists per 120809 Order  
 04/04/11 POST CASE: Kenergy's Safety Audit Checklists  
 03/07/11 POST CASE: Kenergy's Response to 120809 Order In Re: Safety Audit Checklists  
 02/07/11 POST CASE: Kenergy's Safety Audit Checklists and Summary Report  
 01/05/11 POST CASE: Kenergy's Crew Procedures and Safety Observation Checklists  
 12/08/10 POST CASE: Kenergy's Safety Audit Checklists  
 11/03/10 POST CASE: Kenergy's Safety Audit Checklists  
 09/13/10 Receipt of Payment  
 09/13/10 Kenergy Corp.'s payment of civil penalty  
 09/01/10 Final Order Entered: (1) The Joint Stipulation of Facts & Settlement Agreement is adopted & approved in its entirety as a complete resolution of all issues in this case. (2) Kenergy shall pay \$6,500.00 as a civil penalty within 30 days of the date of this Order. (3) Beginning with the first full calendar month following the date of this Order, each month Kenergy shall perform one safety audit of each Kenergy construction crew. a. Kenergy shall document each safety audit in writing. b. For 12 months following the institution of monthly safety audits, on or before the tenth day of each month, Kenergy shall file a copy of all safety audit checklists completed during the prior month, along with a brief summary report indicating any safety violations identified & any safety measures undertaken to correct those violations. (4) Following the twelfth monthly safety audit, Kenergy may revise its Kenergy construction crew safety audit schedule to perform one safety audit of each construction crew every three months. (5) Kenergy shall maintain all safety audit checklists for a period of two years & provide safety audit checklists to PSC inspectors upon request & during periodic inspections. (6) Kenergy shall ensure that all Kenergy construction crews make written documentation of each daily job briefing. (7) Upon payment of \$6,500.00 civil penalty, case shall be closed & removed from the Commission's docket.  
 03/17/10 Memo to enter Crew Work Procedures and Safety Observation Checklist e-mail 3/10/10 into the record  
 02/05/10 Memorandum dated 2/4/10 for Informal Conference of 1/27/10; Comments, if any, due within five days of receipt  
 01/13/10 Order Entered; Formal Hearing scheduled for Jan 27,10 at 9:30 is cancelled: An informal conference with the PSC staff shall be held on Jan 27,10 in Conference Room 1 of the PSC offices : If the issues in this matter cannot be resolved at the informal conference the PSC shall issue a procedural schedule for this case  
 12/23/09 Kenergy's Response  
 12/08/09 Order Entered: (1) Kenergy shall submit to the Commission, within 20 days of the date of this Order, a written response to the allegations contained in the Report. (2) Kenergy shall appear on January 27, 2010 at 10:00 a.m. EST, in Hearing Room 2 for the purpose of presenting evidence concerning the alleged violations of KRS 278.042 and 807 KAR 5:006, Section 24, and of showing cause why it should not be subject to the penalties prescribed in KRS 278.990(1) for these alleged violations. (3) At the scheduled hearing in this matter, Kenergy shall also present evidence on the adequacy, safety, and reasonableness of its practices related to the construction, installation and repair of electric facilities

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and whether such practices require revision. (4) The January 27, 2010 hearing shall be recorded by videotape only unless on or before January 13, 2010, a party to the proceeding timely moves for a stenographic transcript of the proceedings to be made. (5) The Report in the Appendix of this Order is made a part of the record in this case. (6) Any requests for an informal conference with Commission Staff shall be set forth in writing and filed with the Commission within 20 days of the date of this Order.

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Total Number of Cases: 1