

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

BIG RIVERS ELECTRIC CORPORATION'S)	
NOTICE OF CHANGES IN ITS RATES)	CASE NO.
FOR ELECTRICITY SOLD TO MEMBER)	9163
COOPERATIVES)	

O R D E R


By Order entered June 13, 1985, the Commission granted for the purpose of further consideration the Attorney General's ("AG") petition for rehearing on the issue of the extent of the AG's participation in Big Rivers Electric Corporation's ("Big Rivers") negotiations of a new service contract with National Southwire Aluminum Company.

Having considered the AG's petition for rehearing, Big Rivers' response in opposition thereto and being advised, the Commission is of the opinion and hereby finds that the negotiation of a service contract is a non-public matter properly within the discretion of the utility, the industrial customer and those additional parties or observers they mutually agree upon. This procedure does not infringe upon any participation rights of the AG since those rights do not vest until an executed service contract is filed for approval with the Commission.

IT IS THEREFORE ORDERED that the Commission's Order entered May 6, 1985, shall be and it hereby is affirmed and the AG's requested modifications shall be and they hereby are denied.

Done at Frankfort, Kentucky, this 24th day of June, 1985.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:

Secretary