

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

CONSOLIDATED TV CABLE SERVICE, INC.	)	
AND HOWARD NORRELL	)	
COMPLAINANTS	)	
	)	
VS.	)	CASE NO. 9458
	)	
SOUTH CENTRAL BELL TELEPHONE	)	
COMPANY	)	
DEFENDANT	)	

O R D E R

On November 8, 1985, Consolidated TV Cable Service, Inc. ("Consolidated"), a cable television service owned and operated by Howard Norrell, of 226 West Main Street, Frankfort, Kentucky, filed a formal complaint against South Central Bell Telephone Company ("SCB").

Consolidated attaches its TV cable lines at various locations to poles owned by SCB and are subject to the CATV rates approved in SCB Tariff 1F. Consolidated claims that Community Service, Inc., ("Community") a CATV company operated in conjunction with the Electric and Water Plant Board of the City of Frankfort, Kentucky, has not been charged by SCB according to the tariffed rate and that SCB has provided these attachments and associated survey and make-ready costs to Community free of charge, in violation of KRS 278.170.

On May 2, 1986, an Order was issued by the Commission dismissing the complaint and ordering SCB to begin charging Community appropriate tariffed pole attachment rates as of the effective termination date of their joint use agreement.

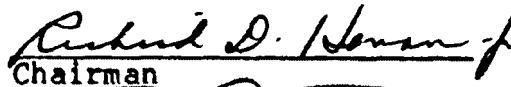
On May 23, 1986, Consolidated filed with the Commission a petition for rehearing stating that dismissal of the complaint without an evidentiary hearing denies the complainants due process of law.

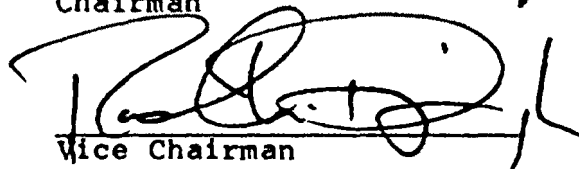
IT IS THEREFORE ORDERED that:

Consolidated's petition for rehearing be and it is hereby granted for the purpose of having an evidentiary hearing.

Done at Frankfort, Kentucky, this 6th day of June, 1986.

PUBLIC SERVICE COMMISSION

  
Chairman

  
Vice Chairman

  
Commissioner

ATTEST:

\_\_\_\_\_  
Secretary