

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ADJUSTMENT OF GAS AND ELECTRIC RATES)
OF LOUISVILLE GAS AND ELECTRIC COMPANY) CASE NO. 10064

O R D E R

On January 15, 1988, the Consumer Advocacy Groups ("CAG") filed a motion requesting the Commission to modify the procedural Order entered December 17, 1987, to extend until January 15 the deadline for CAG's initial request for information to Louisville Gas and Electric Company ("LG&E"). CAG states that its anticipation that this case would be consolidated with Case No. 9934, A Formal Review of the Current Status of Trimble County Unit No. 1, resulted in its late intervention which, in turn, prevented it from meeting the established deadline.

On January 19, 1988, LG&E filed an objection to CAG's motion on the grounds that there was more than sufficient time available for CAG to have propounded its data request by the due date of December 24, 1987. On January 20, 1988, Jefferson County filed a response supporting CAG's motion on the basis that the Commission's obligation is to ensure that all relevant facts are made available for consideration in this investigation of LG&E's rate adjustment.

On January 22, 1988, Residential Intervenors and Attorney General's Office, Consumer Intervention's Division ("AG"), jointly

filed a motion objecting to LG&E's willingness, as expressed in LG&E's January 18 letter to one of the parties to this case, to allow some, but not all intervenors, a 7-day extension, to February 12, to file their respective testimony. Residential Intervenor and the AG request that all intervenors' testimony be filed simultaneously as now contemplated by the procedural order and, therefore, any extension in the due date be made applicable to all intervenors.

Based on the motions and the responses, and being advised, the Commission is of the opinion and hereby finds that CAG's request to file initial data requests on January 15 is reasonable, will not unduly disrupt the existing procedural schedule, and should be granted. The Commission is confident that LG&E will use its best efforts to respond to the CAG's data request in a timely fashion. The Commission further finds that due to the complexity of the issues in this rate case and the time needed by the intervenors to complete discovery, good cause exists to modify the established procedure to allow intervenors to file prepared testimony by February 12, 1987. To allow all parties sufficient time to conduct discovery of intervenors' testimony, the Commission will require that intervenors respond to each request for information within 7 days of its receipt. The parties are encouraged to file data requests of the intervenors as soon as reasonably possible.

IT IS THEREFORE ORDERED that the Commission's procedural Order entered December 17, 1987, be and it hereby is amended in the following respects:

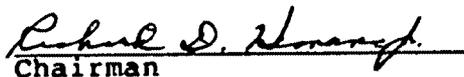
1. The CAG is granted authority to file on January 15, 1988, initial data requests to LG&E;

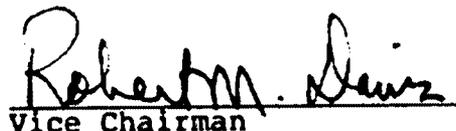
2. The due date for filing testimony by intervenors shall be February 12, 1988; and

3. Intervenors shall be required to respond to requests for information within 7 days of their receipt.

Done at Frankfort, Kentucky, this 25th day of January, 1988.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:

Executive Director