

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE PETITION OF THE KENTUCKY-OHIO)	
GAS COMPANY FOR A DETERMINATION OF)	CASE NO.
ITS STATUS AS A NATURAL GAS)	91-301
DISTRIBUTION UTILITY)	
and		
COLUMBIA GAS OF KENTUCKY, INC.)	
)	
PETITIONER)	
VS.)	CASE NO.
)	91-138
KENTUCKY-OHIO GAS COMPANY)	
)	
RESPONDENT)	

O R D E R

This matter arises upon the August 19, 1991 filing by Kentucky-Ohio Gas Company ("Kentucky-Ohio") of a petition for a determination of utility status. Columbia Gas of Kentucky, Inc. ("Columbia Gas") has been granted full intervention in this proceeding.

After consideration of the petition and being otherwise sufficiently advised, the Commission finds that it is appropriate to consolidate Case No. 91-301 and Case No. 91-138. Case No. 91-138 involves a complaint filed by Columbia Gas against Kentucky-Ohio alleging an unauthorized physical bypass. As a threshold matter, Kentucky-Ohio's status as a utility must first be determined in order for the Commission to rule on the bypass

issue. Accordingly, as a practical matter, the Commission thinks it would be more expedient to consider Case No. 91-301 and Case No. 91-138 in one proceeding.

IT IS THEREFORE ORDERED that:

1. Case Nos. 91-301 and 91-138 are hereby consolidated.
2. Case No. 91-301 is hereby closed.
3. From the date of this Order, the parties shall use the case style in Case No. 91-138 on all documents pertaining to this case.

Done at Frankfort, Kentucky, this 31st day of October, 1991.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman

Commissioner

ATTEST:


Executive Director