

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF THE UNION LIGHT,)	
HEAT AND POWER COMPANY FOR)	
AUTHORIZATION TO MODIFY PREVIOUSLY)	CASE NO. 90-041-G
FILED GAS COST ADJUSTMENT)	

O R D E R

On June 15, 1992, the Commission issued its Order in the instant case to be effective on and after the date of the Order. On June 30, 1992, The Union Light, Heat and Power Company ("Union") filed its application for rehearing in this case requesting that, upon rehearing, the Commission find that the rates be approved effective with bills rendered on and after June 2, 1992.

The rates approved in the instant case were proposed by Union in a revised application dated May 22, 1992 and reflected an increase over rates originally proposed in this case. Union requested a waiver of the statutory notice requirement pursuant to KRS 278.180.

After reviewing the record in this case and being otherwise sufficiently advised, the Commission finds that:

1. KRS 278.180 requires that 30 days' notice be given of an increase in rates with the provision that, based upon a showing of good cause, the Commission may shorten the notice requirement to a period of not less than 20 days. It is not within the Commission's authority to waive the statutory 20-day notice

requirement. Therefore, Union's request for rehearing should be denied.

2. Union should immediately refund any over-collections received from customers who were billed before rates in the instant case were legally effective, and should forward to this Commission a verification that such refunds have been made.

IT IS THEREFORE ORDERED that:

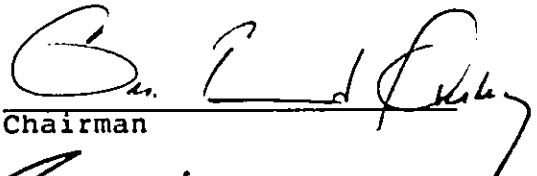
1. Union's request for rehearing is hereby denied.

2. Union shall refund all over-collections it received from customers that paid higher rates that were not legally effective.

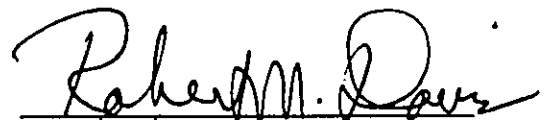
3. Within 30 days of the date of this Order, Union shall notify this Commission of the details of refunds to customers who were over-billed.

Done at Frankfort, Kentucky, this 16th day of July, 1992.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director, Acting