

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE REQUEST TO ABANDON SERVICE BY)	CASE NO.
LESLIE GAS COMPANY)	91-476

O R D E R

By letter dated November 30, 1991, Leslie Gas Company advised the Commission that it lacked the ability and resources to continue operating its natural gas distribution system in Floyd County, Kentucky. It requested authorization to abandon that system. Its application paints a very confusing picture of its current ownership and management.

Having reviewed this letter and being otherwise sufficiently advised, the Commission finds that an investigation into the current ownership and operation of Leslie Gas Company is required and that such investigation should also consider whether Leslie Gas Company should be permitted to abandon its operations.

IT IS THEREFORE ORDERED that:

1. An investigation into the current ownership and operation of Leslie Gas Company is established.
2. D. C. Stephens, David L. Stephens, and Elizabeth Stephens Bierbauer, individually, are made parties to this proceeding.
3. D. C. Stephens, David L. Stephens, and Elizabeth Stephens Bierbauer shall each file the original and 8 copies of

the following information with the Commission within 21 days from the date of this Order, with a copy to all parties of record. Each copy of the data requested should be placed in a bound volume with each item tabbed. When a number of sheets are required for an item, each sheet should be appropriately indexed, for example, Item (1)(a), Sheet 2 of 6. Careful attention should be given to copied material to ensure that it is legible. If the information is not known, then the party should so state in his response.

(1) State the number of customers served by Leslie Gas Company as of December 31, 1991.

(2) State the volume of gas consumption for Leslie Gas Company customers in 1991.

(3) Provide the name and address of all customers currently served by Leslie Gas Company.

(4) State whether Leslie Gas Company is currently incorporated in any state(s). If yes, identify:

(a) the state(s) where incorporated.

(b) date of incorporation.

(c) Leslie Gas Company's current corporate status.

(d) each person owning stock in Leslie Gas Company and the percentage of total stock owned.

(5) If Leslie Gas Company is incorporated in any state, provide a copy of its articles of incorporation.

(6) If Leslie Gas Company is not incorporated, identify its current form of organization (e.g., sole proprietorship, partnership, etc.).

(7) Provide a copy of the power of attorney which D. C. Stephens presented to Elizabeth Stephens Bierbauer. State whether this document has been filed with any government agency. If yes, identify that agency.

(8) Provide a copy of the lease agreement between David L. Stephens and D. C. Stephens.

(9) Provide a copy of the gas well lease agreement between D. C. Stephens and the Leslie family.

(10) Provide a copy of the document appointing Elizabeth Stephens Bierbauer as trustee of Leslie Gas Company.

(11) State the date Elizabeth Stephens Bierbauer was appointed trustee of Leslie Gas Company. Identify the person (or court) who appointed her.

(12) Provide a signed statement from D. C. Stephens' current physician describing the current state of Stephens' health.

(13) Identify the person(s) currently operating Leslie Gas Company. Describe his/her duties.

(14) Identify who has possession of and maintains the following records for Leslie Gas Company:

(a) meter reading records

(b) billing summaries

(c) books of account

(d) bank statements

(e) checkbook

(f) income tax records

(g) lease agreements

- (h) invoices
- (i) billing stubs
- (j) all other supporting documents.

(15) Identify the bank(s) with which Leslie Gas Company maintains an account. Identify who has access to those accounts.

(16) Provide financial statements for the 12-month period ending December 31, 1991 or any recent fiscal year or monthly financial statements available.

(17) Provide a copy of all written agreements between David L. Stephens and Elizabeth Stephens Bierbauer which relate to Leslie Gas Company.

(18) List all of Leslie Gas Company's outstanding debts.

(19) List all persons who have a judicial or security lien on Leslie Gas Company's assets. State the amount of each lien.

(20) State David L. Stephens' position with Leslie Gas Company. List all of his responsibilities.

(21) State the amount of compensation paid to David L. Stephens in 1991 by Leslie Gas Company.

(22) List the person(s) with whom Leslie Gas Company has inquired about purchasing or managing its distribution system.

(23) (a) State the number of Leslie Gas Company customers which have no source of energy for heating purposes except Leslie Gas Company.

(b) Explain how Leslie Gas Company determined that these customers are solely dependent upon it for energy for heating.

(c) Identify the alternative sources of energy for heating that are available in Leslie's service territory.

(d) For each source listed in Item (c), provide its name and business address.

(24) List all bank accounts which Leslie Gas Company maintains. For each account, state its balance as of December 31, 1991.

(25) Provide Leslie Gas Company's Operating and Maintenance Plan.


(26) Provide Leslie Gas Company's procedure for reporting safety-related conditions.

(27) Provide a copy of the latest leak test survey for Leslie Gas Company's distribution system.

(28) Describe the condition of Leslie Gas Company's regulators, meters, relief valves and service lines.

Done at Frankfort, Kentucky, this 27th day of February, 1992.


PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman

ATTEST:


Executive Director


Commissioner