

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JOHN KENNAN	)	
	)	
COMPLAINANT	)	
	)	
v.	)	CASE NO. 97-366
	)	
KENTUCKY UTILITIES COMPANY	)	
	)	
DEFENDANT	)	

O R D E R

This is a complaint case against Kentucky Utilities Company ("KU") filed by John R. Kennan on August 12, 1997. The Commission issued an Order To Satisfy Or Answer on August 27, 1977, giving KU ten days to satisfy the complaint or file an answer.

On September 5, 1997, KU filed its Answer stating it was unable to satisfy the complaint of Mr. Kennan. The Answer of KU also, among other things, stated that the development of the adjacent property created the immediate need for the system extension. KU also stated that the developer of the adjacent development had advised KU that he was ceasing construction so that he could attempt to reach an agreement with Mr. Kennan. "Therefore, KU is not presently continuing with the construction of the project."<sup>1</sup> (Emphasis added).

The Commission encourages the parties to reach an amicable settlement of this issue.

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<sup>1</sup> KU Answer, Page 3.

IT IS THEREFORE ORDERED that:

1. This case is to be held in abeyance for a period of 60 days from the date of this Order.
2. On or before the elapse of the 60 days, the parties are to report to the Commission any settlement agreement reached between the parties.
3. If no settlement of this matter is reached, or KU elects to proceed with the project on or before the 60 days in this Order have elapsed, that fact shall be immediately communicated to the Commission.

Done at Frankfort, Kentucky, this 16th day of September, 1997.

PUBLIC SERVICE COMMISSION

  
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For the Commission

ATTEST:

  
\_\_\_\_\_  
Executive Director