

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

LOUISVILLE GAS AND ELECTRIC COMPANY	)	
	)	
_____	)	CASE NO. 98-592
	)	
ALLEGED FAILURE PURSUANT TO	)	
807 KAR 5:041, SECTION 3, TO COMPLY	)	
WITH NATIONAL ELECTRIC SAFETY CODE	)	
("NESC"), 1990 EDITION, SECTION 23,	)	
CLEARANCES, RULE 234 b, 1&2	)	

O R D E R

This matter is before the Commission upon a pleading filed by the city of Louisville ("Louisville") requesting relief in one of three ways as follows: (1) Motion for reconsideration of the Commission's Order entered on January 25, 1999, which denied Louisville's Motion to Intervene in this case; (2) A renewed Motion to Intervene in this case; and (3) In the alternative, that the pleading be submitted as a complaint against Louisville Gas and Electric Company ("LG&E") pursuant to KRS 278.260.

After considering the pleadings, reviewing the record, and being otherwise sufficiently advised, IT IS THEREFORE ORDERED that:

1. Louisville's motion to reconsider the Commission's Order entered on January 25, 1999 is denied.
2. Louisville's renewed Motion to Intervene is denied.
3. Louisville is relying on the undisputed facts of this single case to allege insufficient and speculative facts regarding other potential violations by LG&E and,

therefore, without more, the pleading fails to constitute a complaint and is rejected as a complaint.

Done at Frankfort, Kentucky, this 10<sup>th</sup> day of February, 1999.

By the Commission

ATTEST:

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Executive Director