

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE PETITION OF THE UNION LIGHT, HEAT AND	)	
POWER COMPANY FOR A DEVIATION FROM 807	)	CASE NO. 99-240
KAR 5:006, SECTIONS 25(5)(A)(1) AND (2)	)	

O R D E R

On June 14, 1999, The Union Light, Heat and Power Company ("ULH&P") applied to the Commission for a deviation from Administrative Regulation 807 KAR 5:006, Sections 25(5)(a)(1)<sup>1</sup> and (2).<sup>2</sup> By our Order of September 23, 1999, we denied ULH&P's application. ULH&P then petitioned for rehearing of this Order. On November 5, 1999, we granted this petition. On December 1, 1999, following an informal conference with Commission Staff, ULH&P withdrew its application and moved for dismissal of this proceeding without prejudice. Having considered the motion and being otherwise sufficiently advised, the Commission finds that the motion should be granted.

IT IS THEREFORE ORDERED that:

1. ULH&P's motion is granted.
2. ULH&P's application for deviation is dismissed without prejudice.

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<sup>1</sup> Administrative Regulation 807 KAR 5:006, Section 25(5)(a)(1) states: "At intervals not to exceed every fifteen (15) months but at least once each calendar year, the utility shall inspect and visually examine . . . [a]ccessibility of the curb box and valve on a service line."

<sup>2</sup> Administrative Regulation 807 KAR 5:006, Section 25(5)(a)(2)(c) states: "At intervals not to exceed the periodic meter test intervals, the curb box and valve on the service line shall be inspected for operable condition."

Done at Frankfort, Kentucky, this 24<sup>th</sup> day of February, 2000.

By the Commission

ATTEST:

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Executive Director