

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE PETITION OF MILLENNIUM ENERGY, INC. FOR)
A CERTIFICATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO CONSTRUCT A NATURAL GAS) CASE NO. 99-115
LINE, APPROVAL OF FUNDING, AND THE)
OPERATION OF A NATURAL GAS LINE IN OHIO)
COUNTY, KENTUCKY)

ORDER

On December 30, 1999, Millennium Energy, Inc. ("Millennium") applied for a Certificate of Public Convenience and Necessity to construct a natural gas pipeline. On February 15, 2000, the Commission accepted Millennium's application for filing after it cured several deficiencies in its original submission. Millennium, on April 17, 2000, revised its application to reflect revisions in certain engineering and financial aspects and the proposed route of pipeline.

Based upon the information set forth in its application and provided in response to the Commission's Order of May 19, 2000, the Commission finds that Millennium has yet to demonstrate either the need for, or the financial viability of, the proposed pipeline. It concedes that until a large commercial or industrial customer with an annual usage of approximately 30,000 to 40,000 BTU has located in the Bluegrass Crossing Business Center, the proposed pipeline is not financially feasible. It further concedes that to supply such a customer, it must secure its natural gas supply from an additional source. As of June 7, 2000, it had not secured such supply. Millennium acknowledges that securing such supply is possible only if Millennium secures a high usage large commercial or industrial customer.

Recognizing that Millennium has exercised a good faith effort to meet its statutory burden of proof, the Commission afforded many extensions of time to demonstrate the need and financial viability of the proposed pipeline. In the latest Commission's Order dated November 17, 2000, Millennium was granted an extension of time until January 8, 2001. Millennium has failed to provide the information necessary to meet the Commission's requirements for granting a Certificate of Public Convenience and Necessity to construct the proposed pipeline.

IT IS THEREFORE ORDERED that the petition of Millennium for a Certificate of Public Convenience and Necessity is dismissed without prejudice, and this case is hereby removed from the Commission's docket.

Done at Frankfort, Kentucky, this 6th day of February, 2001.

By the Commission

ATTEST:


Executive Director