

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF THE UNION LIGHT, HEAT)
AND POWER COMPANY FOR A CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY)
TO CONSTRUCT GAS DISTRIBUTION FACILITIES) CASE NO. 2002-00089
WITHIN ITS SERVICE TERRITORY AND)
FOR A DEVIATION FROM ADMINSTRATIVE)
REGULATION 807 KAR 5:022, SECTION 9(17))

ORDER

On March 20, 2002, The Union Light, Heat and Power Company (ULH&P) submitted an application requesting a Certificate of Public Convenience and Necessity to construct gas distribution facilities within its service territory and requesting a deviation from Administrative Regulation 807 KAR 5:022, Section 9(17). Commission Staff issued a data request to ULH&P on April 4, 2002, to which ULH&P timely responded on April 11, 2002. On April 19, 2002, the Attorney General of the Commonwealth of Kentucky, by and through his Office of Rate Intervention (Attorney General), filed a motion asserting his statutory right, pursuant to KRS 367.150(8), to intervene in this case.

Based on the evidence of record and being otherwise sufficiently advised, the Commission finds that the Attorney General should have an opportunity to conduct discovery, file written comments, and/or request a hearing.

IT IS THEREFORE ORDERED that:

1. The Attorney General s motion to intervene is hereby granted and he is hereby made a party to these proceedings.

2. The Attorney General shall have 10 days from the date of this Order to file written requests for information to ULH&P, written comments, and/or a written request for a hearing.

3. If the Attorney General issues a request for information to ULH&P, ULH&P shall respond within 10 days after the date the data request is issued.

4. If no filings are made by the Attorney General within the time limits provided, this case shall stand submitted for decision on the existing record.

Done at Frankfort, Kentucky, this 20th day of May, 2002.

By the Commission

ATTEST:

Deputy W^m H. Fowler
Executive Director