

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN INVESTIGATION OF LOUISVILLE)	
GAS AND ELECTRIC COMPANY S)	CASE NO. 2002-00232
PREPAID GAS AND ELECTRIC SERVICE)	

O R D E R

On January 28, 2003, the Kentucky Association for Community Action (KACA) and the Community Action Council (CAC) filed a response to the motion of Louisville Gas and Electric Company (LG&E) to reschedule the February 11, 2003 hearing on LG&E s petition for confidential treatment of portions of its contract with a meter supplier. In its response, KACA and CAC state that their counsel is unavailable anytime during the week of February 10, 2003 due to a planned vacation and requests that the hearing not be rescheduled during that week. In addition, the response states that one of their witnesses is unavailable to appear at the February 20, 2003 hearing on the merits of this case due to a previously scheduled out-of-state meeting.

Based on the KACA and CAC response, and the fact that this case has been pending 8 months and a final Order needs to be issued no later than March 28, 2003, the Commission finds that the public hearing should be rescheduled from February 20, 2003 to February 19, 2003. With respect to rescheduling the hearing on the issue of confidentiality, and in recognition of the unavailability of counsel for KACA and CAC, as well as the fact that one of the witnesses on that issue resides in England, the Commission will require the parties to file, no later than February 4, 2003, a list of

mutually agreeable dates for such hearing. In the event that the parties are unable to agree upon dates, or if the agreed-upon dates conflict with the Commission's existing hearing schedule, the issue of confidentiality will be heard by the Commission at the February 19, 2003 public hearing on the merits of the pending application.

IT IS THEREFORE ORDERED that:

1. The public hearing previously scheduled on February 20, 2003 is rescheduled to February 19, 2003 at 9:00 a.m., Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky.

2. On or before February 4, 2003, the parties shall submit a list of dates that are mutually agreeable for the scheduling of a hearing on LG&E's petition for confidential treatment of a contract with its meter supplier. In the event that the parties are unable to mutually agree upon dates for this hearing, or if the agreed-upon dates conflict with the Commission's existing hearing schedule, the hearing on the petition for confidentiality shall be held on February 19, 2003 in conjunction with the hearing on the merits of LG&E's application.

Done at Frankfort, Kentucky, this 30th day of January, 2003.

By the Commission

ATTEST:


Executive Director