

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION)	
)	
COMPLAINANT)	
)	
v.)	CASE NO. 2003-00056
)	
JACKSON PURCHASE ENERGY CORPORATION)	
)	
DEFENDANT)	

FIRST DATA REQUEST OF COMMISSION STAFF
TO JACKSON PURCHASE ENERGY CORPORATION

Pursuant to 807 KAR 5:001, Commission Staff requests that Jackson Purchase Energy Corporation (Jackson Purchase) file the original and four copies of the following information within 10 days of the date of this request, with a copy to all parties of record. Each copy of the information requested should be placed in a bound volume with each item tabbed. When a number of sheets are required for an item, each sheet should be appropriately indexed, for example, Item 1(a), Sheet 2 of 6. Include with each response the name of the witness who will be responsible for responding to questions relating to the information provided. Careful attention should be given to copied material to ensure its legibility.

1. Refer to the complaint, page 8, item 10. Explain in detail the methodology Jackson Purchase used to determine the amount of penalties to bill each cable company. Provide all supporting documentation, calculations, and workpapers.

2. Explain in detail why Jackson Purchase believes that it is justified in billing the cable companies for 13 years of penalties. Provide copies of all statutes, regulations, and previous Commission Orders cited and all supporting documentation, calculations, and workpapers.

3. Refer to the complaint, page 2. Kentucky Cable Telecommunications Association (KCTA) states, JPEC s new definition stands in stark contrast to the definition that has been adopted by this Commission and every other state and federal jurisdiction that regulates pole attachments and has been used by all utilities in Kentucky for almost 20 years.

a. When did Jackson Purchase adopt the pole attachment definition used to calculate the bills for the cable companies in 2002?

b. Provide a copy of Jackson Purchase s definition of pole attachment used to determine bills prior to 2002.

c. If Jackson Purchase s definition of pole attachment has changed, explain in detail why Jackson Purchase changed its definition of pole attachment.

4. Provide a schedule of the field audits to inspect the pole attachments performed since 1990. If the 2002 field audit is the only inspection performed since 1990, explain in detail why Jackson Purchase did not perform field audits on a more regular basis.

5. Provide a copy of the field audit performed in 2002. Include all supporting documentation and calculations.

6. Explain in detail the impacts of additional pole attachments to the electric service provided to the customers of Jackson Purchase.

7. Refer to the counterclaim, page 8, section (f). Provide a schedule of each instance in which the attachments are in violation of applicable safety codes or substandard installations. Provide copies of the applicable safety code, all supporting documentation, and the dates that Jackson Purchase became aware of each instance.

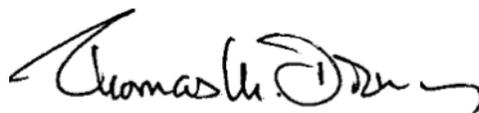
8. Explain in detail why Jackson Purchase has not updated its tariff since 1987.

9. Refer to the complaint, exhibit B, tab 4, page 2, paragraph 4. Jackson Purchase references provisions in the tariff requiring CATV operators to provide proof of insurance and post a payment bond. Jackson Purchase further states that these items have not been provided by the CATV operators.

a. Explain in detail the steps that Jackson Purchase has taken to enforce these provisions of its tariff. Include copies of all correspondence and supporting documentation.

b. Since the effective date of the current tariff, have the CATV operators provided proof of insurance or posted a payment bond? If yes, provide the most recent date of compliance.

10. Explain in detail all efforts made by Jackson Purchase to resolve this dispute. Provide a timeline of the events leading up to the filing of the complaint.



Thomas M. Dorman
Executive Director
Public Service Commission
P. O. Box 615
Frankfort, Kentucky 40602

DATED: June 3, 2003

cc: Parties of Record