

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN ADJUSTMENT OF RIDER AMRP OF THE) CASE NO.
UNION LIGHT, HEAT AND POWER COMPANY) 2004-00098

O R D E R

On March 31, 2004, The Union Light, Heat and Power Company (“ULH&P”) filed its application to revise its Accelerated Mains Replacement Program (“AMRP”) Rider, which the Commission approved in Case No. 2001-00092.¹ The present application is the third AMRP Rider filing by ULH&P under the approved mechanism and covers AMRP activity for calendar year 2003.

ULH&P has proposed in its application that its AMRP Rider should become effective for bills rendered on and after June 1, 2004, which is ULH&P’s first billing cycle for June 2004; however, its proposed tariff sheet did not set forth an effective date. In Case No. 2001-00092, we directed ULH&P to submit its AMRP Rider filing on March 31 of each year and stated that we would attempt to complete our review of such filing within 60 days. We noted, however, that because a hearing would be necessary, and because the time necessary to review the filing might be extensive, our review might exceed 60 days.²

The Commission finds that given the volume of information that must be examined, the Commission will not be able to complete its review of the application prior

¹ Case No. 2001-00092, Adjustment of Gas Rates of The Union Light, Heat and Power Company.

² Case No. 2001-00092, Order dated January 31, 2002 at 79.

to June 1, 2004. The Commission therefore finds that the review period should be extended an additional 3 months and that ULH&P should not be permitted to place rates into effect until after this extended review period.

IT IS THEREFORE ORDERED that:

1. The proposed revisions to the AMRP Rider are suspended for a period up to and including August 31, 2004.

2. If this proceeding has not concluded and a final Order has not been entered by August 31, 2004, ULH&P may, after written notice to the Commission, place its proposed rates into effect, subject to refund, for services rendered on and after September 1, 2004.

3. The procedural schedule set forth in Appendix A, attached hereto and incorporated herein, shall be followed in this proceeding.

4. At the hearing in this matter on the application of the AMRP Rider, there shall be no opening statements or summaries of testimony.

5. ULH&P shall give notice of the hearing in accordance with the provisions of Administrative Regulation 807 KAR 5:011, Section 8(5). At the time publication is requested, ULH&P shall forward a duplicate of the notice and request to the Commission.

6. Any party filing testimony shall file an original and 9 copies.

7. All requests for information and responses thereto shall be appropriately indexed. All responses shall include the name of the witness who will be responsible for responding to questions related to the information, with copies to all parties of record and an original and 6 copies to the Commission.

8. Motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

9. The case records of Case Nos. 2001-00092, 2002-00107,³ and 2003-00103⁴ are incorporated by reference into the record of this case.

10. Nothing contained herein shall prevent the Commission from entering further Orders on this matter.

Done at Frankfort, Kentucky, this 23rd day of April, 2004.

By the Commission

ATTEST:

A handwritten signature in black ink, appearing to read "Thomas H. [unclear]", written over a horizontal line.

Executive Director

³ Case No. 2002-00107, An Adjustment of Rider AMRP of The Union Light, Heat and Power Company.

⁴ Case No. 2003-00103, An Adjustment of Rider AMRP of The Union Light, Heat and Power Company.

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2004-00098 DATED April 23, 2004

All requests for information to ULH&P shall be
filed no later than..... 05/05/2004

ULH&P shall file responses to requests for
information no later than..... 05/26/2004

Intervenor testimony, if any, in verified prepared form
shall be filed no later than 06/09/2004

All requests for information to Intervenors shall be
filed no later than..... 06/23/2004

Intervenors shall file responses to requests for
information no later than..... 07/07/2004

Last day for ULH&P to publish notice of hearing date To be scheduled

Public Hearing is to begin at 9:00 a.m., Eastern
Daylight Time, in Hearing Room 1 of the Commission's
offices at 211 Sower Boulevard, Frankfort, Kentucky,
for the purpose of cross-examination of witnesses of
ULH&P and Intervenors To be scheduled