

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

BALLARD RURAL TELEPHONE)	
COOPERATIVE CORPORATION, INC.)	
)	
COMPLAINANT)	
)	
V.)	CASE NO. 2004-00036
)	
JACKSON PURCHASE)	
ENERGY CORPORATION)	
)	
DEFENDANT)	

O R D E R

By Order dated August 2, 2007, the Commission directed the parties herein to file, on or before September 1, 2007, revised pole attachment tariffs consistent with its decision. On August 29, 2007, Jackson Purchase Energy Corporation (“JPEC”) requested an extension of time up to and including November 9, 2007 to file its tariffs to allow it additional time to compile the necessary data for completing the tariffs. On September 4, 2007, Ballard Rural Telephone Cooperative Corporation (“Ballard”) filed its pole attachment tariffs in an attempt to comply with the Order, but later moved the Commission for approval to withdraw them. While the Commission granted Ballard approval to withdraw its new pole attachment tariffs, it ordered Ballard to file new tariffs no later than October 14, 2007.

On October 5, 2007, JPEC and Ballard (“Parties”) jointly moved the Commission for an Order establishing a schedule for the filing of the pole attachment tariffs required

by the Commission's Order dated August 2, 2007 and establishing January 1, 2008 as the effective date for their respective pole attachment tariffs. The Parties state in support of their requested effective date that service for pole attachments for 2007 has already been billed and collected and that it would be easier for the Parties if the rate is effective January 1, 2008.

The Commission, having reviewed the motions and being otherwise sufficiently advised, finds that its Order of August 2, 2007 was not clear as to the effective date of the rates and that the Parties' request to have January 1, 2008 established as the effective date for their respective pole attachment rates is reasonable and should be approved. The Commission also finds that October 14, 2007 is a reasonable deadline for the filing of the Parties' pole attachment tariffs. Therefore, the Commission finds that the Parties' joint motion of October 5, 2007 should be granted.

IT IS THEREFORE ORDERED that:

1. JPEC's motion for an extension of time filed August 29, 2007 is denied as moot.
2. The Parties' joint motion filed on October 5, 2007 is granted.

Done at Frankfort, Kentucky, this 11th day of October, 2007.

By the Commission

ATTEST:



Executive Director