

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

DONALD G. SIMPSON)	
)	
COMPLAINANT)	
VS)	
)	
LOUISVILLE GAS AND ELECTRIC COMPANY)	CASE NO.
)	2007-00213
)	
DEFENDANT)	

O R D E R

Complainant, Donald G. Simpson, brought this action against Defendant, Louisville Gas and Electric Company ("LG&E"), on May 31, 2007, claiming that LG&E failed to disconnect electric service to his apartment unit while Simpson was serving a prison term. Simpson maintained that he had a friend contact LG&E in November 2004 shortly after he was sentenced to discontinue electric service. Simpson alleged, however, that LG&E failed to disconnect his electric service until May 2005 thus incurring an outstanding balance of \$192 on his account.

LG&E filed its Answer to the Complaint on June 28, 2007, and moved the Commission to dismiss the complaint for failure to state a claim upon which the Commission may grant relief. Defendant asserted that Simpson failed to set forth a valid claim that LG&E had violated its tariff or statute or Commission regulation.

Complainant may file with the Commission, within 15 days of the date of this Order, a written response to Defendant's Motion to Dismiss, addressing the issues

raised therein. If Complainant does not file a response, the matter will stand submitted on LG&E's motion to dismiss. LG&E shall file its reply, if any, no later than 10 days thereafter.

IT IS THEREFORE ORDERED that:

1. Complainant, Donald G. Simpson, is hereby authorized to submit a written response to Defendant's Motion to Dismiss within 15 days of the date of this Order.
2. Any reply to the response shall be filed no later than 10 days thereafter.

Done at Frankfort, Kentucky, this 12th day of July, 2007.

By the Commission

ATTEST:



Executive Director