

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY UTILITIES	)	
COMPANY FOR CERTIFICATES OF PUBLIC	)	CASE NO.
CONVENIENCE AND NECESSITY TO BID ON	)	2009-00358
FRANCHISES ESTABLISHED BY THE CITIES	)	
OF HORSE CAVE, MIDDLESBOROUGH, AND	)	
MACKVILLE, KENTUCKY	)	

O R D E R

On September 2, 2009, Kentucky Utilities Company ("KU") filed with the Commission its application seeking Certificates of Public Convenience and Necessity to qualify it to bid on franchises for electric service offered by the cities of Horse Cave, Middlesborough, and Mackville, Kentucky. Under the provisions of KRS 278.020(4), no utility may apply for a franchise from any governmental agency until it has obtained a Certificate of Public Convenience and Necessity from this Commission, based on our finding that there is a need and demand for the service sought to be rendered.

In light of the ordinance of the cities of Horse Cave, Middlesborough, and Mackville creating electric distribution franchises, the Commission determines that there is evidence of a need and demand for electric service in the above-mentioned cities. Since the Commission's authority in such matters is limited by statute to finding only whether there is a need and demand for the service sought to be rendered, no finding or determination is made as to the qualifications of the bidder, the validity of any of the provisions of the franchises offered by said cities, or the manner in which any franchise fee is to be treated for rate purposes.

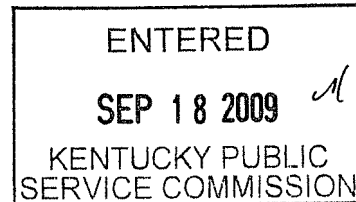
IT IS THEREFORE ORDERED that:

1. KU is granted Certificates of Public Convenience and Necessity that authorize it to bid on franchises for electric service offered by the above-mentioned cities.

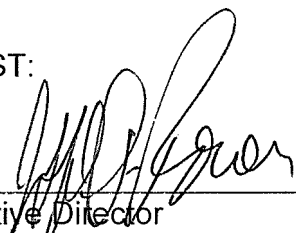
2. KU, if it becomes the successful bidder, shall file with this Commission two copies of each franchise agreement.

3. This Order shall not be construed as granting Certificates of Public Convenience and Necessity to construct utility facilities in said cities.

By the Commission



ATTEST:

  
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Executive Director

Allyson K Sturgeon  
Senior Corporate Counsel  
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