COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

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	COMPLAIN	COMPLAINT		
B.T.U. GAS COMPANY, INC.	Defendants	2)004-00018		
vs.) Case No.		
SIGMA GAS CORPORATION	Complainant) COMMISSION		
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Sigma Gas Corporation (Sigma), by counsel, for its Complaint states:

- 1. Sigma is a natural gas distribution company regulated by the Public Service Commission. Its mailing address is Box 22, Salyersville, Ky. 41465. Its manager is Estill Branham;
- 2. B.T.U. Gas Company, Inc. owns and operates natural gas pipeline facilities in Magoffin County, Ky. Its mailing address is Box 707 Salyersville, Ky. 41465. Pam Williams is listed as President in reports filed with the Commission. Her address is Box 707, HC 60, Oakley Rd., Salyersville, Ky. 41465. B.T.U. is regulated by the Commission;
- 3. Sigma was granted approval of the Public Service Commission on December 15, 1993 to acquire the assets of Salyersville Gas Company in the Joint Application of Sigma Gas Corporation and Salyersville Gas Company, Inc. for the Approval of the Acquisition of Assets, PSC Case No 93-349;
 - 4. Sigma now has approximately 789 customers in and around Salyersville;
- 5. For the past year or so, B.T.U. has extended its gas facilities in and around Salyersville. In doing so it has connected a number of customers that could be served by Sigma and customers which were served by Sigma prior to B.T.U.'s extension of facilities:

6. Sigma is unaware of any authorization from the Commission for the extension of B.T.U.'s facilities;

7. The extension of facilities without Commission authorization may constitute a

violation of safety regulations of 807 KAR 5:022 and is a wasteful duplication of facilities

which interferes with the operations of Sigma in violation of KRS 278.020 and 807 KAR

5:001(9)(3);

8. Sigma has been and continues to be able and willing to serve these customers;

9. A list of customers affected by B.T.U.'s actions is attached;

10. The actions of B.T.U. are in violation of the Commission's regulations and

constitute an interference with the operations of Sigma;

11. Sigma requests that the Commission investigate the actions of B.T.U. to

determine if B.T.U.'s service constitutes a violation of KRS Chapter 278 and 807 KAR

5:001(9)(3).

Because of the actions of B.T.U., the Commission should act quickly to determine

the legitimate gas supplier to the affected customers and areas in and near Salyersville; to

assure the safe extension and operation of natural gas facilities in accordance with

Commission regulations; to eliminate confusion of existing and potential customers; and to

assure that the operations of B.T.U. conform to all applicable regulatory requirements.

124 W. Todd St. Frankfort, Ky. 40601

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ATTORNEY FOR SIGMA **GAS CORPORATION**

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Magoffin County Teen Coalition, Inc P.O. Box 1307 Salyersville, KY 41465

H. C. Prater
P. O. Box 557
Salyersville, KY 41465

5 unknown people in Dixie section of Salyersville

Mark Rice 260 West Maple Street Salyersville, KY 41465

Denise Gambill 391 West Maple Street Salyersville, KY 41465

Burke Arnett P.o. Box 1204 West Maple Street Salyersville, KY 41465

Dana Howard East Maple St. Salyersville, KY 41465