

CASE

NUMBER:

99-297



Paul E. Patton, Governor
Ronald B. McCloud, Secretary
Public Protection and
Regulation Cabinet

Martin J. Huelsmann
Executive Director
Public Service Commission

COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION
211 SOWER BOULEVARD
POST OFFICE BOX 615
FRANKFORT, KENTUCKY 40602-0615
www.psc.state.ky.us
(502) 564-3940
Fax (502) 564-3460

B. J. Helton
Chairman

Edward J. Holmes
Vice Chairman

Gary W. Gillis
Commissioner

February 29, 2000

Mr. Mark G. Enderle, Treasurer
Public Gas Company
Post Office Box 24032
Lexington, KY 40524-4032

Re: Public Gas Company
Case No 99-297

Dear Mr. Enderle:

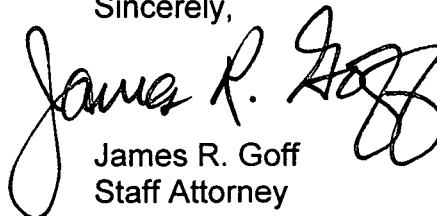
Thank you for your telephone call of February 16, 2000, concerning the natural gas franchise ordinance of the City of Campton.

Due to the time involved and the fact that a petition has not been filed of record, the Commission will withdraw this action, Case No. 99-297.

When Campton passes its ordinance, Public Gas Company will need to file an application stating that Campton has such an ordinance and requesting approval to bid upon the franchise. A new case number will be assigned at that time. When preparing your application, please refer to my letter of July 23, 1999.

If you have any questions please contact me at 502/564-3940, Extension 261.

Sincerely,


James R. Goff
Staff Attorney

cc: Filings Division



99-297

Public Gas Company
169 E. Reynolds Road, Suite 204
P.O. Box 24032
Lexington, Kentucky 40524-4032
606-245-8193
fax 606-245-9409

RECEIVED

FEB 8 2000

GENERAL COUNSEL

RECEIVED

FEB 08 2000

PUBLIC SERVICE
COMMISSION

February 7, 2000

Attorney James R. Goff
Public Service Commission
P.O. Box 615
Frankfort, KY 40602

Dear Attorney Goff:

We have been working with the Campton City Council since last July on getting a franchise ordinance passed. The sample franchise ordinance you sent was invaluable, and the City is using it, with few modifications, to draft their ordinance.

Our last meeting with the City Council was on January 26th, but I don't know if they have made any progress since that time.

Regards,



Mark G. Enderle

cc: Mayor Richard Jett
P.O. Box 35
Campton, KY 41301

Mayor Pro-Tem Betty Kimelton
P.O. Box 433
Campton, KY 41301

Commissioner Gay Campbell
General Delivery
Campton, KY 41301

Commissioner Joanne Harris
P.O. Box 28
Campton, KY 41301

Commissioner Jim Tyra
425 Back Street
Campton, KY 41301

Attorney Scott Graham
P.O. Box 637
Stanton, KY 40380

RECEIVED
FEB 08 2000
PUBLIC SERVICE
COMMISSION



COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION

211 Sower Boulevard
POST OFFICE BOX 615
FRANKFORT, KENTUCKY 40602
www.psc.state.ky.us
(502) 564-3940

February 4, 2000

RECEIVED
FEB 08 2000
PUBLIC SERVICE
COMMISSION

Mr. Mark G. Enderle, Treasurer
Public Gas Company
Post Office Box 24032
Lexington, KY 40524-4032

Re: Case No. 99-297

Dear Mr. Enderle:

On July 23, 1999 and September 20, 1999, I sent you a copy of an application which you could use to prepare your petition to bid on a franchise, and a sample franchise ordinance.

In your application, you indicated the city of Campton had not yet passed its franchise ordinance. If Campton has such an ordinance now in place, you must refile and enclose a copy of that ordinance in order to obtain Commission authority to bid on the franchise.

If I do not receive correspondence from you on or before February 18, your petition will be no longer valid and will be withdrawn.

Sincerely,

A handwritten signature in cursive script that reads "James R. Goff".

James R. Goff
Staff Attorney

JRG:v



COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION

211 Sower Boulevard
POST OFFICE BOX 615
FRANKFORT, KENTUCKY 40602
www.psc.state.ky.us
(502) 564-3940

February 4, 2000

Mr. Mark G. Enderle, Treasurer
Public Gas Company
Post Office Box 24032
Lexington, KY 40524-4032

Re: Case No. 99-297

Dear Mr. Enderle:

On July 23, 1999 and September 20, 1999, I sent you a copy of an application which you could use to prepare your petition to bid on a franchise, and a sample franchise ordinance.

In your application, you indicated the city of Campton had not yet passed its franchise ordinance. If Campton has such an ordinance now in place, you must refile and enclose a copy of that ordinance in order to obtain Commission authority to bid on the franchise.

If I do not receive correspondence from you on or before February 18, your petition will be no longer valid and will be withdrawn.

Sincerely,

15/

James R. Goff
Staff Attorney

JRG:v



99-297

COPY

COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION
730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KENTUCKY 40602
www.psc.state.ky.us
(502) 564-3940

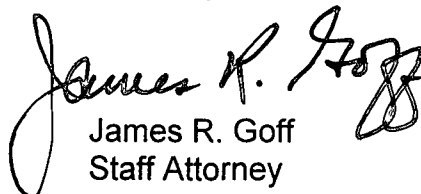
September 20, 1999

Mr. Mark G. Enderle, Treasurer
Public Gas Company
Post Office Box 24032
Lexington, KY 40524-4032

Dear Mr. Enderle:

Sometime ago you requested a copy of a gas franchise ordinance. I am enclosing a copy of an ordinance that I recently received for the City of Elkton, Kentucky. I hope it will be useful to you.

Sincerely,


James R. Goff
Staff Attorney

JRG:v

Enclosure



99-297

COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION
730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KENTUCKY 40602
www.psc.state.ky.us
(502) 564-3940
Fax (502) 564-3460

Ronald B. McCloud, Secretary
Public Protection and
Regulation Cabinet

Helen Helton
Executive Director
Public Service Commission

Paul E. Patton
Governor

July 30, 1999

Mr. Mark G. Enderle
Treasurer
Public Gas Company
169 E. Reynolds Road, Suite 204
P. O. Box 24032
Lexington, Kentucky 40524-4032

Dear Mr. Enderle:

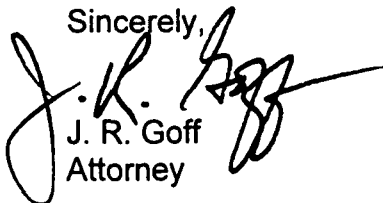
I have received your proposed application for review. I have consulted other members of the legal staff and can make the following comments.

The cover letter in which you list 6 steps is essentially correct, except that number 3 is going to have to be done first. I am afraid the cart is before the horse here. Although, I suggested you could prepare the application in anticipation of the ordinance being enacted, that was incorrect and an ordinance will have to be enacted and published before Public Gas may apply to the Commission to bid upon the franchise.

Otherwise, the basic steps you outlined are correct.

I am returning your proposed application so that you may revise it to indicate Campton has asked for bids on the franchise, which would be a modification of paragraph 4 of the application. When you do file please use the same case number, 99-297.

Sincerely,


J. R. Goff
Attorney

Enclosures



99-297



COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION
730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KENTUCKY 40602
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Ronald B. McCloud, Secretary
Public Protection and
Regulation Cabinet

Helen Helton
Executive Director
Public Service Commission

Paul E. Patton
Governor

July 23, 1999

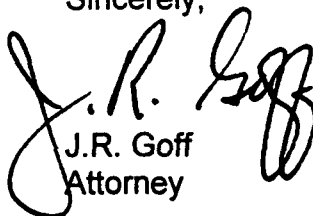
Mr. Mark G. Enderle
Treasurer
Public Gas Company
169 E. Reynolds Road, Suite 204
P. O. Box 24032
Lexington, Kentucky 40524-4032

Dear Mr. Enderle:

Enclosed please find a copy of an application which has been filed by a gas company to bid on a franchise. I have also enclosed a copy of the requirements of the regulation. Please follow these two examples to prepare your application for submission to the Commission.

If you have any questions, please contact me at (502) 564-3940, Extension 261.

Sincerely,


J.R. Goff
Attorney

Enclosures



REQUIREMENTS FOR FRANCHISE

807 KAR 5:001:

- Section 8(1) Full name and post office address of applicant and a reference to the particular provision of law requiring Commission approval.
- Section 8(2) The original and 10 copies of the application with an additional copy for any party named therein as an interested party.
- Section 8(3) If applicant is a corporation, Articles of Incorporation and all amendments thereto or if the articles were filed with the PSC in a prior proceeding, a reference to the style and case number of the prior proceeding.
- Section 9(1) (b) The name of the governmental agency offering the franchise.
- (c) The type of franchise offered.
- (d) A statement showing the need and demand for service.

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

JAN 16 1991

PUBLIC SERVICE
COMMISSION

IN THE MATTER OF:

THE APPLICATION OF ██████████)
GAS COMPANY, INC. FOR A CERTIFICATE)
OF CONVENIENCE AND NECESSITY TO BID)
ON A FRANCHISE OFFERED BY CITY OF)
██████████, KENTUCKY)

CASE NO. 91-076

APPLICATION

Comes ██████████ Gas Company, Inc. (hereinafter called "██████████"), by counsel, and for its application herein pursuant to KRS 278.020 states as follows, to-wit:

1. That ██████████ is a Kentucky corporation with its principal office and place of business located at 3617 Lexington Road, Winchester, Clark County, Kentucky 40391.
2. That ██████████ Articles of Incorporation and all amendments and restatements, including articles of merger, thereto have heretofore been filed with this Commission in connection with prior proceedings of Delta, most recently in Case No. 90-342 filed on December 14, 1991.
3. That ██████████ is in the business of the purchase, transportation and distribution of natural gas. ██████████ distributes gas at retail to approximately 30,000 customers in Owingsville, Salt Lick, Frenchburg, Berca, Kingston-Terrill, Nicholasville, Wilmore, Camargo, Jeffersonville, Farmers-Midland, Clearfield, Stanton, Clay City, Middlesboro, Pineville, Barbourville, Williamsburg, London, Corbin, Manchester, Oneida and Burning Springs, and the environs of said cities and towns in the Commonwealth of Kentucky, as well as the rural areas of Garrard, Jackson and Leslie Counties, Kent:

4. That the City of Beattyville, Kentucky, has offered a franchise for the distribution and sale of natural gas within the City of Beattyville, Kentucky. A true copy of said Ordinance Creating Franchise and documents pertinent thereto are attached, made a part hereof and designated Exhibit A for purposes of identification.

5. That there is a need and demand for such service by [REDACTED] to the City of [REDACTED] and Delta is ready, willing and able to provide such service to the City of [REDACTED].

WHEREFORE, [REDACTED] Gas Company, Inc. respectfully prays that the Public Service Commission of Kentucky enter its Order authorizing [REDACTED] to bid on the franchise offered by the City of [REDACTED], Kentucky.

Robert M. Watt III
STOLL, KEENON & PARK
1000 First Security Plaza
Lexington, Kentucky 40507

By Robert M. Watt III
Counsel for Applicant



COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION

730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KY. 40602
(502) 564-3940

July 14, 1999

Mark Enderle
Treasurer
Public Gas Company, Inc.
169 E. Reynolds Road, Suite 204
P. O. Box 24032
Lexington, KY. 40524 4032

RE: Case No. 99-297
PUBLIC GAS COMPANY, INC.
(Franchises) CITY OF CAMPTON, KENTUCKY

This letter is to acknowledge receipt of notice of intent to file a rate application in the above case. The notice was date-stamped received on July 2, 1999 and has been assigned Case No. 99-297. In all future correspondence or filings made in connection with this case, please reference the above case number.

If I can be of any help on procedural matters, please feel free to contact me at 502/564-3940.

Sincerely,

Stephanie Bell

Stephanie Bell
Secretary of the Commission

SB/jc

Public Gas Company
169 E. Reynolds Road, Suite 204
P.O. Box 24032
Lexington, Kentucky 40524-4032
606-245-8193

RECEIVED
JUL - 2 1999
PUBLIC SERVICE
COMMISSION

July 1, 1999

Ms. Helen Helton, Executive Director
Public Service Commission
730 Schenkel Lane
P.O. Box 615
Frankfort, KY 40602

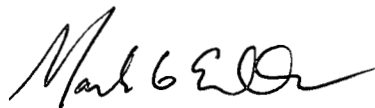
Dear Ms. Helton:

CASE 99-297
I have been informed that we need to petition the Commission to apply for a franchise with the city of Campton, Kentucky. We so petition.

The city has asked us to provide gas service to its residents, and we will be applying for a Certificate of Necessity soon.

Please call if you have any questions.

Very truly yours,



Mark G. Enderle
Treasurer