Ernie Fletcher Governor

LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection

Kruger Schwartz & Morreau 6040 Dutchmans Lane Louisville, KY 40205



Commonwealth of Kentucky

Public Service Commission

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November 10, 2005

Mark David Goss Chairman

Teresa J. Hill Vice Chairman

**Gregory Coker Commissioner** 

## CERTIFICATE OF SERVICE

RE: Case No. 2004-00424 Louisville Gas and Electric Company

I, Beth O'Donnell, Executive Director of the Public Service Commission, hereby certify that the enclosed attested copy of the Commission's Order in the above case was served upon the addressee by U.S. Mail on November 10, 2005.

all

**Executive Director** 

BOD/jc Enclosure



Kent W. Blake Director State Regulations and Rates Louisville Gas and Electric Company 220 W. Main Street P. O. Box 32010 Louisville, KY 40232-2010 Honorable Elizabeth L. Cocanougher Senior Corporate Attorney Louisville Gas and Electric Company 220 W. Main Street P. O. Box 32010 Louisville, KY 40232-2010 Kruger Schwartz & Morreau 6040 Dutchmans Lane Louisville, KY 40205

James Pratt 1718 West Muhammad Ali Boulevard Louisville, KY 40203

## COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:	
JAMES W. PRATT	)
COMPLAINANT	)
v.	) CASE NO. 2004-00424
LOUISVILLE GAS AND ELECTRIC COMPANY	)
DEFENDANT	) \

## ORDER

On June 30, 2005, the Commission entered an Order in this case directing the Complainant to inform the Commission, within 10 days of the date of the Order, whether he had accepted Defendant's offer of satisfaction. The Order, mailed on June 30, 2005 to the address shown on the complaint, was returned marked "undeliverable." On July 21, 2005, the Commission mailed to Complainant, via certified mail, another copy of the June 30, 2005 Order to the listed address for his business, Children's Garden. The Order was returned to the Commission marked "unclaimed." On August 15, 2005, the Commission mailed to Complainant, via certified mail, another copy of the June 30, 2005 Order to the law firm shown on the complaint. Receipt of the Order was

<sup>&</sup>lt;sup>1</sup> 1718 West Muhammad Ali Boulevard, Louisville, Kentucky 40203.

<sup>&</sup>lt;sup>2</sup> Kruger, Schwartz and Morreau, 6040 Dutchmans Lane, Louisville, Kentucky 40205.

confirmed and, as of the date of this Order, no response has been filed with the Commission.

The Commission's Order of June 30, 2005 directed Complainant to inform the Commission, within 10 days of the date of the Order, of his acceptance or rejection of Defendant's apparent satisfaction of the complaint. No such response was received within the allowed time despite the Commission's attempts to serve Complainant with a copy of the June 30, 2005 Order. The Commission has made every reasonable effort to provide Complainant with a copy of the Order. Having received no response from Complainant, the Commission now finds that the complaint should be dismissed as satisfied.

IT IS THEREFORE ORDERED that this case is dismissed with prejudice as satisfied.

Done at Frankfort, Kentucky, this 10th day of November, 2005.

By the Commission

Executive Director