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December 28, 2004

HAND DELIVERY

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PUBLIC SERVICE
COMMISSION

Elizabeth O'Donnell
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, Kentucky 40601

RE: Curtis E. White v. Louisville Gas and Electric Company
Case No. 2004-00497

Dear Ms. O'Donnell:

Enclosed please find and accept for filing the original and ten (10) copies Louisville Gas and Electric Company's Answer in the above-referenced matter. Please confirm your receipt of this filing by placing the stamp of your Office with the date received on the enclosed additional copies and return them to me in the enclosed self-addressed stamped envelope.

Should you have any questions or need any additional information, please contact me at your convenience.

Yours very truly,

Allyson K. Sturgeon

AKS/ec

Enclosures

cc: Parties of Record

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

CURTIS E. WHITE)
)
 COMPLAINANT)
)
 vs.)
)
 LOUISVILLE GAS AND)
 ELECTRIC COMPANY)
)
 DEFENDANT)

CASE NO. 2004-00497

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ANSWER OF LOUISVILLE GAS AND ELECTRIC COMPANY

In accordance with the Kentucky Public Service Commission's ("Commission") Order of December 15, 2004, in the above-captioned proceeding, Louisville Gas and Electric Company ("LG&E") respectfully submits this Answer to the Complaint of Curtis E. White ("Mr. White") filed on December 1, 2004. In support of its Answer, and in response to the specific averments contained in Mr. White's Complaint, LG&E states as follows:

1. LG&E admits the allegations contained in paragraphs (a) and (b) of the Complaint.
2. With respect to the allegations contained in paragraph (c) of the Complaint concerning the address at 2820 Lytle Street, LG&E states that former tenant Anthony requested that service be disconnected under her name effective May 28, 2004. In fact, service was disconnected on that date and a final bill was sent to Ms. Anthony. Diversion of electric service was subsequently discovered at that address on July 13, 2004. Pursuant to Original Sheet No. 82.1 of LG&E's electric tariff, "[u]pon the absence of an active account, the property owner assumes responsibility for any consumption and the Company's property and service." Thus,

any consumption of electricity at that address after May 28, 2004, became the responsibility of Mr. White as the property owner. Mr. White was properly assessed a charge for the diversion that LG&E discovered on July 13, 2004.

3. LG&E denies all allegations in the Complaint which are not expressly admitted in the foregoing paragraphs of this Answer.

FIRST AFFIRMATIVE DEFENSE

The Complainant fails to set forth any claim upon which relief can be granted by this Commission and, therefore, should be dismissed.

SECOND AFFIRMATIVE DEFENSE

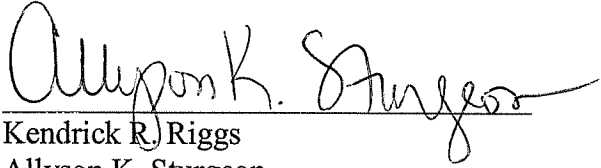
Complainant has failed to set forth a *prima facie* case that LG&E has violated its tariff or any Commission statute or regulation, and the Complaint should be dismissed for that reason.

WHEREFORE, for all of the reasons set forth above, Louisville Gas and Electric Company respectfully requests:

- (1) that the Complaint herein be dismissed without further action being taken by the Commission;
- (2) that this matter be closed on the Commission's docket; and
- (3) that LG&E be afforded any and all other relief to which it may be entitled.

Dated: December 28, 2004

Respectfully submitted,



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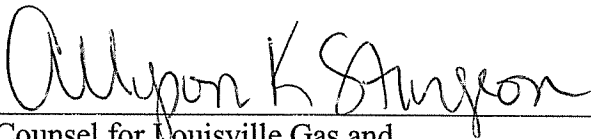
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Counsel for Louisville Gas and
Electric Company

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Answer was served on the following persons on the 28th day of December 2004, U.S. mail, postage prepaid:

Curtis E. White
2412 West Jefferson Street
Louisville, Kentucky 40212


Counsel for Louisville Gas and
Electric Company