Ernie Fletcher Governor

LaJuana S. Wilcher, Secretary Environmental and Public Protection Cabinet

Christopher L. Lilly Commissioner Department of Public Protection

Errol K. Wagner Director Regulatory Services American Electric Power 101A Enterprise Drive P. O. Box 5190 Frankfort, KY 40602



Commonwealth of Kentucky Public Service Commission 211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

July 26, 2005

Mark David Goss Chairman

> Gregory Coker Commissioner

RE: Case No. 2005-00223

We enclose one attested copy of the Commission's Order in the above case.

Sincerely,

Beth O'Donnell Executive Director

BOD/jc Enclosure Walter Callihan P. O. Box 17 Argillite, KY 41121 Errol K. Wagner Director Regulatory Services American Electric Power 101A Enterprise Drive P. O. Box 5190 Frankfort, KY 40602

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COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

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In the Matter of:

WALTER CALLIHAN COMPLAINANT V. AMERICAN ELECTRIC POWER DEFENDANT

CASE NO. 2005-00223

<u>order</u>

On June 21, 2005, the Commission ordered this case to be held in abeyance for a period of 20 days to permit American Electric Power ("AEP") to resolve Complainant's request for three-phase service. We further directed AEP to file a written report on the progress of Complainant's request. On July 12, 2005, AEP filed a written report with the Commission in which it states that it has provided the requested service to the Complainant and satisfied the complaint.

IT IS THEREFORE ORDERED that:

1. Complainant shall notify the Commission in writing within 10 days of the date of this Order as to whether the Defendant has satisfied his complaint.

2. If the Commission does not receive a written response from the Complainant within 10 days of the date of this Order, the Commission shall assume that Defendant's actions have satisfied the matters in the complaint and shall close these proceedings.

Done at Frankfort, Kentucky, this 26th day of July, 2005.

By the Commission

ATTEST Executive Director