



Steven L. Beshear  
Governor

David L. Armstrong  
Chairman

Leonard K. Peters  
Secretary  
Energy and Environment Cabinet

Commonwealth of Kentucky  
**Public Service Commission**  
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James Gardner  
Vice-Chairman

John W. Clay  
Commissioner

Russell D. Alred  
P.O. Box 288  
Harlan, KY 40831

November 24, 2008

RE: Case No. 2008-00142

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

Sincerely,

A handwritten signature in cursive script that reads "Stephanie Stumbo".

Stephanie Stumbo  
Executive Director

SS/ke  
Enclosure



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James Gardner  
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John W. Clay  
Commissioner

Lonnie E. Bellar  
Vice President - State Regulation  
Kentucky Utilities Company  
220 West Main Street  
P. O. Box 32010  
Louisville, KY 40202

November 24, 2008

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COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

RUSSELL D. ALRED	)	
	)	
COMPLAINANT	)	
	)	
V.	)	CASE NO. 2008-00142
	)	
KENTUCKY UTILITIES COMPANY	)	
	)	
DEFENDANT	)	

O R D E R

Complainant, Russell D. Alred, initiated this proceeding alleging that Kentucky Utilities Company's ("KU") fuel adjustment clause is unlawful and contrary to Kentucky law. On September 2, 2008, Complainant filed a motion requesting that his complaint be dismissed with prejudice on the grounds that the parties had resolved the issues. An informal conference was held on September 12, 2008 to discuss the settlement agreement reached between the parties. Immediately after the informal conference, Complainant telefaxed to the Commission an amended motion to dismiss, requesting that "this case be dismissed with prejudice that this matter has been resolved as the Complainant is satisfied." The amended motion has never been formally filed with the Commission.<sup>1</sup>

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<sup>1</sup> In a letter dated October 24, 2008, counsel for KU sought to file the amended motion on Complainant's behalf. However, attached to the letter was a copy of the telefaxed amended motion rather than the original amended motion, and there was no indication that Complainant had authorized KU to file the amended motion on his behalf.

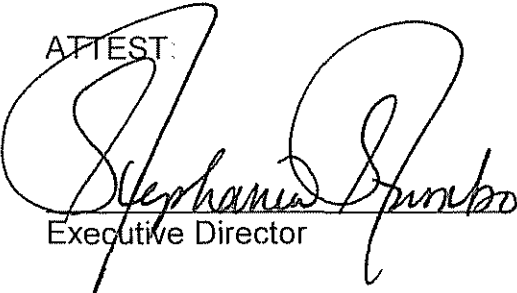
807 KAR 5:001, Section 12(5), requires Commission approval of settlement agreements in formal complaint matters. The Commission finds that the parties should file, either jointly or individually, a report setting forth the complete terms of their settlement agreement.

IT IS THEREFORE ORDERED that, within 14 days of the date of this Order, the parties shall file, individually or jointly, a detailed report setting forth the complete terms of the proposed settlement agreement between the parties.

Done at Frankfort, Kentucky, this 24th day of November, 2008.

By the Commission

Chairman Armstrong abstains.

ATTEST:  
  
Executive Director