



Steven L. Beshear
Governor

Robert D. Vance, Secretary
Environmental and Public
Protection Cabinet

Larry R. Bond
Commissioner
Department of Public Protection

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John W. Clay
Vice Chairman

Caroline Pitt Clark
Commissioner

May 14, 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/rs

Enclosure

Steven L. Beshear
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Environmental and Public
Protection Cabinet

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Lonnie E. Bellar
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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

On April 16, 2008, Complainant, Russell D. Alred, filed a complaint alleging that Defendant, Kentucky Utilities Company ("KU"), had unlawfully required him to pay a fuel adjustment surcharge as part of his utility bills. KU subsequently filed an answer, asserting that its fuel adjustment surcharge is lawfully imposed pursuant to 807 KAR 5:056. KU further maintained that its tariff contains a fuel adjustment surcharge mechanism and that, pursuant to the filed rate doctrine as codified in KRS 278.160, it would be unlawful for Complainant to receive electric service from KU without payment of the surcharge.

Complainant may file with the Commission, within 20 days of the date of this Order, a written response to KU's answer, addressing the issues raised therein. An informal conference will be scheduled for June 5, 2008 at the Commission's offices for the purpose of discussing the issues associated with the complaint and establishing a procedural schedule for the proceeding.

IT IS THEREFORE ORDERED that:

1. Complainant is authorized to file a written response to the issues raised in KU's answer within 20 days of the date of this Order.

2. An informal conference with Commission Staff is scheduled for June 5, 2008 at 1:30 p.m., Eastern Daylight Time, in Conference Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky.

Done at Frankfort, Kentucky, this 14th day of May, 2008.

By the Commission

Commissioner Clark Abstains.

ATTEST:


Executive Director