

Mike Williams
Downtown Athletic Club
108 East Main Street

Downtown Athletic Club

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PUBLIC SERVICE
COMMISSION

108 East Main Street
Mount Sterling, KY 40353

Phone (859) 498-2639

Fax (859) 498-9185

November 30, 2009

Mike Williams
Downtown Athletic Club
108 East Main Street

Public Service Commission
P O Box 615
Frankfort, KY 40602-0615

RE: Case No. 2009-00346

I have a tendency to trust that my phone company will not put my neighbor's long distance phone calls on my bill. I often trust my cable company not to charge me for my neighbor's pay per view movies. I don't harass my water company as to whether or not they might have somehow charged me for the shower my neighbor took last Tuesday morning. I trust my electric company to read my electric meter correctly.

If I ever have a reason to think that any of the above monthly bills are incorrect I am certainly one who would call the company to question the charge. In fact, I recently contacted KU about a higher than normal bill. I was told that rates had increased. I later heard other customers complaining about higher bills as well. The increase seemed to have affected everyone. As for the 4 lights in question, with a large monthly electric bill these lights only make up about 1-2% of my bill: not exactly a glaring red light. Still, this adds up to a few thousand dollars over a period of nine and a half years.

As for the lights themselves, all are located on my neighbor's property and 3 of the 4 are located over 100 feet from my property line. The other is about 40 feet away. I should say "were" as they have now been removed. Apparently my neighbor had no desire to spend almost \$400 annually to light up an abandoned parking lot. When I purchased the property there were 3 or 4 lights mounted to the east side of my building that shined toward this particular neighbor's property. Being attached to my building and "on my property" these lights were clearly my responsibility. I felt it would be a waste of money to pay for these lights as I had no reason to light this area. I knew I would never want to light this area so I asked my electrician to remove the lights during initial renovations of the building; which he did.

According to the PSC, in the response to my complaint KU stated that I "failed to notify them of any change in the scope of service to be provided at the location when I purchased the

property from the prior owner.” Maybe the prior owner was paying for my neighbor’s lights? If so, that was the prior owner’s choice. Is it really my responsibility to inform KU not to charge me for my neighbor’s lights? Are all new customers who purchase property required to inform KU not to charge them for someone else’s electric?

I agree with KU that they have otherwise complied with the “terms of the tariff” in its dealing with me: assuming that “terms of its tariff” means all other billings and repairs and meter reading and general business dealing etc. I am not sure why they feel the need to point out that they have otherwise done the right thing; but I don’t disagree with them.

As for the charges appearing on my bill, I was recently told by a KU employee that the lights in question appear on the back of my bill under “UNMETERED” charges. I don’t normally review the back of my bill. I did look at the back of my bill and there is a term “UNMETERED OL.” This is listed below “LP-SECONDARY.” There is a section that says “Number of Lights” and list “4.” There is another section that says “Number of Poles” and list “n/a.” I guess the poles are “not applicable” because *the poles are not on my property and the lights are not on my property and the only things on my property are the bills I had received in the mail every month with my neighbor’s lights included on them which I have yet to hear a legitimate reason why. All I keep hearing from KU is that it is somehow my fault.*

Sincerely,

A handwritten signature in cursive script that reads "Mike Williams".

Mike Williams

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COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

in the Matter of:

MIKE WILLIAMS)

COMPLAINANT)

V.)

KENTUCKY UTILITIES COMPANY)

DEFENDANT)

CASE NO.
2009-00346

O R D E R

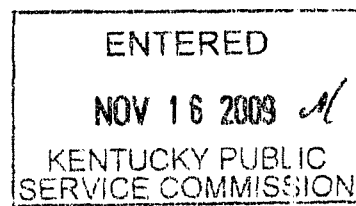
On October 30, 2009, Defendant, Kentucky Utilities Company ("KU"), filed its Answer to the complaint filed by the Complainant, Mike Williams. In its Answer, KU urges the Commission to dismiss the complaint on grounds that KU has properly charged Mr. Williams for all usage at his business located at 108 East Main Street, Mount Sterling, Kentucky, including charges for four street lights located in a parking lot adjacent to Mr. Williams' building. In its Answer, KU further avers that the Complainant failed to notify KU of any change to the kind or scope of service to be provided at the location when he purchased the property from the prior owner, that the charges for the four street lights appeared on all of the Complainant's customer bills through May 18, 2009, and that KU has otherwise complied with the terms of its tariff in its dealing with the Complainant.

Complainant shall file with the Commission, within 20 days of the date of this Order, a written response to Defendant's Motion to Dismiss, addressing the issues raised therein. KU shall file its Reply, if any, no later than 10 days thereafter.

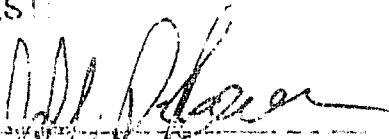
IT IS THEREFORE ORDERED that:

1. Complainant, Mike Williams, is hereby ordered to submit a written response to Defendant's Motion to Dismiss within 20 days of the date of this Order.
2. Any Reply to the Response shall be filed no later than 10 days thereafter.

By the Commission



ATTEST:


Executive Director