

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE CATV POLE ATTACHMENT)	ADMINISTRATIVE
TARIFF OF LOUISVILLE)	CASE NO. 251-26
GAS AND ELECTRIC COMPANY)	

O R D E R

Procedural Background

On September 17, 1982, the Commission issued an Amended Order in Administrative Case No. 251, "The Adoption of a Standard Methodology for Establishing Rates for CATV Pole Attachments," and ordered electric and telephone utilities providing or proposing to provide CATV pole attachments to file tariffs conforming to the principles and findings of the Order on or before November 1, 1982.

On October 29, 1982, Louisville Gas and Electric Company ("LG&E") filed rates, rules, and regulations for CATV pole attachments. On November 15, 1982, the Commission suspended LG&E's CATV pole attachment tariff to allow the maximum statutory time for investigation and comment from interested persons.

On November 19, 1982, the Kentucky Cable Television Association, Inc., ("KCTA") requested and was granted leave to intervene and comment on LG&E's CATV pole attachment tariff. On January 17, 1983, KCTA filed a statement of objections to various CATV pole attachment tariffs, including those of LG&E.

On April 7, 1983, the Commission received an extension of time in which to consider LG&E's CATV pole attachment tariff.

FINDINGS

The Commission, having considered the evidence of record and being advised, is of the opinion and finds that:

1. LG&E's rules and regulations governing CATV pole attachments do not conform to the principles and findings of the Commission's Amended Order in Administrative Case No. 251. LG&E has not filed the terms and conditions in the tariff form prescribed by the Commission's regulations as required by the Commission's Order of September 17, 1982. The rules and regulations when appropriately filed will be subject to the approval of the Commission.

2. LG&E should be allowed to substitute 1982 Annual Report information to adjust its annual carrying charge, if the information is filed with the Commission.

ORDERS


IT IS THEREFORE ORDERED that LG&E's CATV pole attachment tariff filed with the Commission on November 2, 1982, be and it hereby is rejected.

IT IS FURTHER ORDERED that LG&E shall file revised rates, rules, and regulations governing CATV pole attachments with the Commission within 30 days from the date of this Order, and that the revised rates, rules and regulations shall conform to the findings of this Order and the Commission's Order of September 17, 1982.

IT IS FURTHER ORDERED that LG&E shall file detailed workpapers supporting its revised rates at the same time it files its revised rates, rules and regulations.

Done at Frankfort, Kentucky, this 31st day of May, 1983.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:

Secretary