

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

\* \* \* \* \*

In the Matter of:

AN EXAMINATION BY THE PUBLIC	)	
SERVICE COMMISSION OF THE APPLI-	)	
CATION OF THE FUEL ADJUSTMENT	)	CASE NO. 8591
CLAUSE OF LOUISVILLE GAS AND	)	
ELECTRIC COMPANY FROM NOVEMBER 1,	)	
1980, TO OCTOBER 31, 1982	)	

O R D E R

On September 15, 1983, Airco filed a motion alleging that the fuel adjustment clause of the Louisville Gas and Electric Company ("LG&E") was not in compliance with the Commission's statutes and regulations and requesting the Commission to initiate an investigation. On October 7, 1983, the Commission ordered that Airco's motion be considered an informal complaint and that Airco should file within 30 days evidence to support its request for an investigation.

On October 25, 1983, Airco filed a request for LG&E to provide the average energy loss factors applicable to each rate class and to calculate for each major rate class the percentage increase on a zero fuel revenue basis for each of LG&E's last three rate cases. Airco alleged that it can not support its

request for an investigation without this data which is "peculiarly within the possession and control of LG&E". Airco also filed a motion requesting that the deadline for filing its evidence be extended to 2 weeks subsequent to its receipt of LG&E's response to the data request.

On October 31, 1983, LG&E filed a response to Airco's data request alleging that Airco has been in possession of the requested data for at least a year and that the data is irrelevant to an inquiry of its fuel adjustment clause. Specifically, LG&E states that the energy loss factors appear on page 19 of its cost of service study filed with the Commission and Airco in its last rate case, Case No. 8616, General Adjustment in Electric and Gas Rates of Louisville Gas and Electric Company, and that it has not made the calculations requested.

Based upon Airco's data request and its motion for an extension of time, LG&E's response thereto and the evidence of record, the Commission is of the opinion and hereby finds that:

1. The energy loss factors requested by Airco have been previously provided to Airco in LG&E's cost of service study filed in Case No. 8616.

2. LG&E has not made the requested calculations of the approved percentage increase on a zero fuel revenue basis for each major rate class for the last three rate cases.

3. LG&E should not be required to make the calculations referred to in Finding No. 2 because Airco has the requisite ability to independently obtain the calculations as evidenced by Airco's inclusion of similar calculations in its testimony presented in Case No. 8616.

4. The Commission's Order entered October 7, 1983, should be modified to allow Airco 14 days from the date of this Order to file evidence in support of its request for an investigation of LG&E's fuel adjustment clause.

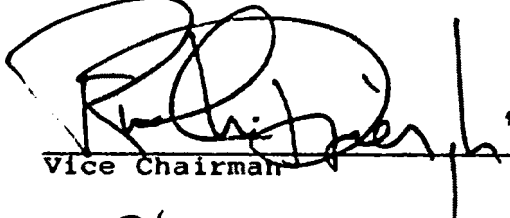
IT IS THEREFORE ORDERED that Airco's data request of LG&E be and it hereby is denied.

IT IS FURTHER ORDERED that the Commission's Order entered October 7, 1983, be and it hereby is modified to allow Airco to file within 14 days of the date of this Order evidence in support of its request for an investigation of LG&E's fuel adjustment clause.

Done at Frankfort, Kentucky this 9th day of November, 1983.

PUBLIC SERVICE COMMISSION

  
Chairman

  
Vice Chairman

  
Commissioner

ATTEST:

\_\_\_\_\_  
Secretary