

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

LOUISVILLE GAS AND ELECTRIC)
COMPANY'S TARIFF APPLICATION)
FOR ANNUAL ADJUSTMENT OF) CASE NO. 9043
CABLE TELEVISION ATTACHMENT)
CHARGES)

ORDER

In its Motion to Rescind or Modify Order filed in this proceeding on May 8, 1984, Louisville Gas and Electric Company ("LG&E") addressing the Commission's Order dated April 27, 1984, moved that (1) this case (9043) be abolished, (2) any further proceedings herein be held under Administrative Case No. 251-26, and (3) the aforesaid Order of April 27, 1984, be quashed and held for naught, or, in the alternative, that the Commission forthwith determine that LG&E's tariff "filings" herein are correct and allow said tariffs to become effective immediately.

The Commission's Order of April 27, 1984, merely finds that "further investigation and hearing on the tariff cannot be completed prior to the proposed effective date (May 1, 1984) and, therefore, suspends the tariff (First Revised Sheet 24-A)." It should be noted that:

1. The Order complained of does not purport to disturb the methodology principles of Administrative Case No. 251, or the

calculations and other provisions approved of in Case No. 251-26 specifically for LG&E. Any arguments in the Motion to the contrary are anticipatory and need not be addressed at this time.

2. The Commission's numbering of cases are for its own convenience, and are assigned at its discretion.

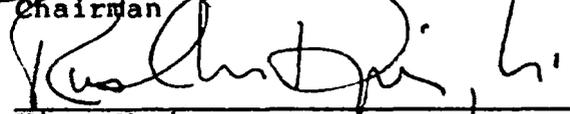
3. The Order suspending the proposed tariff is consistent with and in furtherance of KRS 278.190 and 807 KAR 5:011 (Tariffs), especially at Sections 6 and 9 thereof. The mere suspension of a proposed tariff does not mean the Commission intends to unnecessarily delay or hinder LG&E's right to modify its original pole attachment tariff.

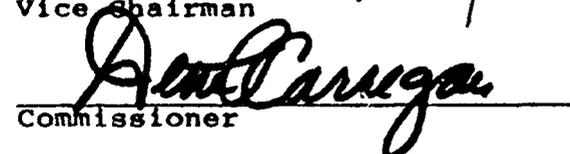
Based upon the above-stated analysis, LG&E's Motion to Rescind or Modify Order is hereby denied.

Done at Frankfort, Kentucky, this 29th day of June, 1984.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:

Acting Secretary _____