

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE ADOPTION OF A STANDARD)
METHODOLOGY FOR ESTABLISHING) ADMINISTRATIVE CASE
RATES FOR CONDUIT USAGE) NO. 304

O R D E R

Procedural Background

On January 30, 1984, the Kentucky Cable Television Association ("KCTA") filed a complaint with the Commission concerning South Central Bell Telephone Company's ("SCB's") pole and anchor attachment, and conduit occupancy rates.¹ In an Order dated July 26, 1985, the Commission ordered that the portion of KCTA's complaint dealing with conduit usage be addressed in Case No. 9272.² On December 4, 1985, an Order was issued by the Commission in Case No. 9272 denying SCB's request for an increase in its conduit usage rate. On December 26, 1985, KCTA filed a petition requesting that the Commission reconsider and modify its Order of December 4, 1985. However, that request was denied by a Commission Order dated January 15, 1986.

¹ Case No. 8973, Kentucky Cable Television Association Inc., Complainant VS South Central Bell Telephone Company, Inc., Defendant.

² The Tariff Application of South Central Bell Telephone Company To Reflect Changes In Rates and Text For Conduit Occupancy Accomodations For InterLATA Carriers and CATV Firms.

Discussion

In Case No. 9272, the Commission received various information from SCB, RCTA, and AT&T Communications of the South Central States, Inc., ("ATTCOM") proposing several different methods of computing conduit usage rates. Each of their alternatives was rejected based on a finding that the methodology adopted in Administrative Case No. 251 is the most appropriate and reasonable one.

As a result of a continuing review of complaints concerning conduit usage rates and the various alternatives presented in Case No. 9272, the Commission is of the opinion that it should reconsider the conduit rate methodology adopted in Administrative Case No. 251 and applied in Case No. 9272. Therefore, after having considered the matter and being advised, the Commission, on its own motion, finds that an investigation into conduit usage rate methodology should be initiated. However, pending a final Order in this proceeding, all prior Orders and tariffs establishing conduit rates should remain in effect.

Any utility that provides conduit space should be a party to this proceeding. Also any other party desiring to be involved in this proceeding should do so by intervention.

Findings

The Commission, after review of its Order in Case No. 9272, and being advised, is of the opinion and finds that:

1. An investigation into the methodology for determining conduit usage rates should be initiated.

2. Prior Orders and tariffs establishing conduit usage rates should remain in effect pending the outcome of this proceeding.

3. All utilities with an approved conduit tariff should file with the Commission a conduit usage rate methodology and supporting testimony no later than June 23, 1986.

4. All other parties desiring to be included in this proceeding should file a conduit usage rate methodology and/or testimony no later than June 23, 1986.

Orders

IT IS THEREFORE ORDERED that:

1. An investigation into the methodology for determining conduit usage rates shall be initiated.

2. Prior Orders and tariffs establishing conduit usage rates shall remain in effect pending the outcome of this proceeding.


3. All utilities providing conduit shall file with the Commission a conduit usage rate methodology and supporting testimony no later than June 23, 1986.

4. All other parties desiring to be included in this proceeding shall file a conduit usage rate methodology and/or testimony no later than June 23, 1986.

Done at Frankfort, Kentucky, this 3rd day of June, 1986.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:

Secretary