

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

KENTUCKY UTILITIES COMPANY)
)
 COMPLAINANT)
vs.)
)
HENDERSON-UNION RURAL ELECTRIC)
COOPERATIVE CORPORATION)
)
 DEFENDANT)

CASE NO.
89-349

O R D E R

Henderson-Union Rural Electric Cooperative Corporation ("Henderson-Union") having answered the complaint of Kentucky Utilities Company ("KU") and it appearing that issues of law and fact are in dispute, the Commission finds that a formal hearing should be held in this matter and a procedural schedule should be established.

IT IS THEREFORE ORDERED that:

1. A formal hearing in this matter shall be held in Hearing Room No. 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky, beginning at 10:00 a.m., Eastern Daylight Time, on Tuesday, April 3, 1990, and continuing until completed.
2. Each party may, on or before January 25, 1990, serve upon any other party a request for production of documents and written interrogatories to be answered by the party served within 14 days of service.
3. Each party may, on or before February 15, 1990, serve upon any other party a supplemental request for production of

documents and supplemental written interrogatories to be answered by the party served within 14 days of service.

4. Each party may, on or before March 7, 1990, take the testimony of any person by deposition upon oral examination pursuant to notice or by agreement.

5. Each party may, on or before March 7, 1990, serve upon any other party a written request for admission, for purposes of this proceeding only, of the truth of any matter relevant to this proceeding set forth in the request that relate to statements or opinions of fact or of the application of law to fact. The matter is admitted unless within 14 days after service of the request, the party to whom the request is directed serves upon the party requesting the admission a written answer or objection. The form of the request for admission and the answer or objection thereto shall otherwise be governed by Kentucky Civil Rule 36.

6. Each party shall, on or before March 27, 1990, serve upon the other parties the written testimony of the witnesses which it expects to call at the formal hearing, copies of all exhibits to be introduced at that hearing, and all preliminary motions and objections, except objections to exhibits. All exhibits shall be appropriately marked.

7. Copies of all documents served upon any party shall be served on all other parties and filed with the Commission.

Done at Frankfort, Kentucky, this 15th day of January, 1990.

ATTEST:


Executive Director

PUBLIC SERVICE COMMISSION

For the Commission