

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

WOLF CREEK MINING COMPANY, INC. )

COMPLAINANT )

V. )

CASE NO. 90-086 )

KENTUCKY UTILITIES COMPANY )

and )

HENDERSON-UNION RURAL ELECTRIC )  
COOPERATIVE CORPORATION )

and )

BIG RIVERS ELECTRIC CORPORATION )

DEFENDANTS )

O R D E R

Kentucky Utilities Company ("KU") has moved that the Commission's Order of May 28, 1993 be set aside and that the Commission enter KU's proposed Agreed Order dismissing this matter without prejudice. The proposed Agreed Order, which all parties have executed, provides that Henderson-Union Rural Electric Cooperative Corporation ("Henderson-Union") is authorized to continue to provide electric service to Complainant's mining site in Union County, Kentucky to the same extent as authorized by prior Commission Order.

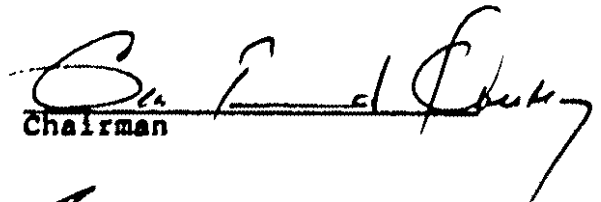
Having reviewed the motion and being otherwise sufficiently advised, the Commission finds that good cause exists to grant the motion.

IT IS THEREFORE ORDERED that:

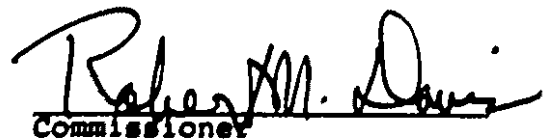
1. KU's motion is granted.
2. The Commission's Order of May 28, 1993 is vacated and set aside.
3. Henderson-Union is authorized to continue to provide electric service to Complainant's mining site in Union County, Kentucky to the same extent as authorized in the Commission's Order of May 25, 1990.
4. This matter is dismissed without prejudice.

Done at Frankfort, Kentucky, this 10th day of June, 1993.

PUBLIC SERVICE COMMISSION

  
Chairman

  
Vice Chairman

  
Commissioner

ATTEST:

  
Executive Director