

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY UTILITIES COMPANY)
TO AMORTIZE, BY MEANS OF TEMPORARY) CASE NO.
DECREASE IN RATES, NET FUEL COST SAVINGS) 93-113
RECOVERED IN COAL CONTRACT LITIGATION)

O R D E R

The Attorney General ("AG"), by and through his Utility and Rate Intervention Division, has moved to amend the procedural schedule and compel Kentucky Utilities Company ("KU") to answer certain requests for information. After hearing arguments on the motion and being otherwise sufficiently advised, the Commission HEREBY ORDERS that:

1. The procedural schedule in this matter is amended to conform with the schedule set forth in the Appendix to this Order.
2. KU shall provide the information requested in Items 3(a), 8, and 32(a) of AG's Request for Information ("AG's Request").
3. KU shall make available for inspection at its corporate offices upon reasonable notice the information requested in Items 17(b), 17(c), 17(d), 20, 36(a), 39(a), and 40(a) of the AG's Request.
4. To comply with Item 22 of the AG's Request, KU shall provide its actual legal expense for each calendar year from 1984 through 1992. Actual legal expense shall include all litigation and legal expenses which it incurred in its litigation with Southeast Coal Company.

5. To comply with Item 25 of the AG's Request, KU shall provide its best estimate of the number of customers whose annual billings exceeded \$5,000 during any year between 1985 and 1990 and who are no longer receiving electric service or are not expected to be taking service over the expected refund period.

6. To comply with Item 31 of the AG's Request, KU shall provide a listing of the expected refunds for those customers who purchased from KU the 20 largest annual amounts of electric energy for calendar year 1992. Refund calculations shall be based on each customer's 1992 purchase level.

7. KU shall provide the information requested in Item 35 of the AG's Request. All customer names shall be obscured from identification.

8. To comply with Item 39 of AG's Request, KU shall provide the date which KU's municipal customers filed their complaint with the Federal Energy Regulatory Commission ("FERC") and the date which FERC issued a final order in the matter.

9. To comply with Item 46 of AG's Request, KU shall provide the first 3 pages of its FERC Form 1 for the calendar years 1981 through 1983.

10. To comply with Item 47 of AG's Request, KU shall furnish a copy of its monthly fuel adjustment clause filings for the calendar years 1981 and 1982.

11. To comply with Item 59(c) of AG's Request, KU shall respond to the question as revised at the hearing.

12. To comply with Item 62 of AG's Request, KU shall state the facts upon which it relies to support its retention of the portion of the deposited funds (\$2.3 million) which is allocated to off-system sales.

13. To comply with Item 68 of the AG's Request, KU shall provide its best estimate of the percentage of total retail KWH sales for the 12-month period ending July 31, 1993 made to customers who were not on the KU system during some portion of the period June 1985 through December 1990.

14. To comply with Item 71(b) of the AG's Request, KU shall explain why its request for recovery of legal fees from the deposited funds should not be considered as an increase in its base rates.

15. The AG's motion to compel responses to all other requests for information is denied.

16. The information required to be furnished under the provisions of this Order shall be filed with the Commission and shall be made available to parties no later than Friday, August 27, 1993, at 3:00 p.m., Eastern Daylight Time.

Done at Frankfort, Kentucky, this 27th day of August, 1993.

ATTEST:

PUBLIC SERVICE COMMISSION



Executive Director



For the Commission

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 93-113 DATED August 27, 1993

AMENDED PROCEDURAL SCHEDULE

Intervenors shall file testimony, if any,
in verified prepared form no later than 09/03/93
at 3:00 p.m.¹

Any party may submit requests for
information to Intervenors no later than 09/13/93

Intervenors shall mail or deliver responses to
requests for information no later than 09/20/93

Public Hearing to begin at 9:30 a.m., Eastern
Daylight Time, in Hearing Room 1 of the Commission's
offices at 730 Schenkel Lane, Frankfort, Kentucky,
for the purpose of cross-examination of witnesses
of KU and witnesses of the Intervenors 09/28/93

¹ Unless the parties otherwise agree, Intervenors shall make their witnesses' testimony available by 3:00 p.m., Eastern Daylight Time, September 3, 1993, for pick-up at their legal counsel's offices.