

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JACKSON COUNTY RURAL ELECTRIC COOPERATIVE CORPORATION, INC.	)	
_____	)	CASE NO. 93-043
ALLEGED FAILURE TO COMPLY WITH COMMISSION REGULATIONS 807 KAR 5:006 AND 807 KAR 5:041	)	
JACKSON PURCHASE ELECTRIC COOPERATIVE CORPORATION, INC.	)	
_____	)	CASE NO. 93-044
ALLEGED FAILURE TO COMPLY WITH COMMISSION REGULATIONS	)	
OWEN ELECTRIC COOPERATIVE, INC.	)	
_____	)	CASE NO. 93-145
ALLEGED FAILURE TO COMPLY WITH COMMISSION REGULATIONS 807 KAR 5:006 AND 807 KAR 5:041.	)	

O R D E R

Owen Electric Cooperative ("Owen Electric") has moved for dismissal of the show cause proceedings. Jackson County Rural Electric Cooperative Corporation ("Jackson County") has joined in this motion.

Contending that Owen Electric's arguments are also applicable to the show cause proceeding brought against it, Jackson Purchase Electric Cooperative Corporation ("Jackson Purchase") has moved to

consolidate Case No. 93-044 with Case Nos. 93-043 and 93-145 for purposes of hearing evidence and oral argument on Owen Electric's motion to dismiss. It has further moved for separate oral arguments on all other issues arising from the Commission's Order of February 9, 1993 in Case No. 93-044.

Having considered the motions and being otherwise sufficiently advised, the Commission finds that Owen Electric's motion raises issues of legal significance and should be scheduled for hearing. The Commission further finds that, because Owen Electric's motion raises several legal issues which are relevant to the other two proceedings, these cases should be consolidated for purposes of hearing.

IT IS THEREFORE ORDERED that:

1. Case Nos. 93-043, 93-044, and 93-145 are consolidated for purposes of hearing evidence and oral argument on Owen Electric's motion.

2. A formal hearing on Owen Electric's motion to dismiss shall be held on September 15, 1993, at 9:00 a.m., Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky, and continuing until 3:00 p.m., September 16, 1993. Oral argument and evidence shall be heard. Each party shall be allotted 45 minutes to present its oral argument.

3. Each party shall, on or before September 10, 1993, file in verified prepared form the testimony of each witness who will testify on its behalf at the scheduled hearing.

4. Each party shall, no later than September 13, 1993, submit a prehearing memorandum which (a) identifies factual and legal issues to be presented, (b) lists all witnesses in the order in which they will testify on direct examination, (c) lists the qualifications of any expert witnesses, and (d) summarizes the expected testimony of each witness.

5. Each party shall, no later than September 13, 1993, submit a list and copy of all exhibits which it will introduce at the scheduled hearing. All exhibits shall be marked for identification.

6. Oral arguments on all other issues arising out of the Commission's Order of February 9, 1993 in Case No. 93-044 shall be heard on September 16, 1993, at 3:30 p.m., Eastern Daylight Time. Jackson Purchase is allotted 45 minutes for such oral argument.

Done at Frankfort, Kentucky, this 2nd day of September, 1993.

PUBLIC SERVICE COMMISSION

  
For the Commission

ATTEST:

  
Executive Director