

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

REQUEST FOR CONFIDENTIAL)	
TREATMENT FOR INFORMATION)	
FILED WITH WESTERN KENTUCKY)	CASE NOS. 96-096; 96-113;
GAS COMPANY'S PROPOSED)	96-185; 96-278
SPECIAL CONTRACTS)	96-295; 96-424

ORDER

On October 2, 1997, Western Kentucky Gas Company ("Western") filed with the Commission a Notice and Motion to take depositions. KRS 278.340 conveys to the Commission the discretion to grant to any party deposition rights. The Motion to take depositions states it is to complete the record with customer testimony as to how the disclosure of rates might affect the customer's competitiveness and business practices. The Notice of depositions states the transcripts will be filed into the record as confidential pursuant to 807 KAR 5:001, Section 7, and KRS 61.872(1).

The Commission, in its Order of July 17, 1997, granted to Western narrow limits of confidentiality for the identity of Western customers with special contracts. The Commission is not requiring the depositions or information from the customers and since the customers themselves have no standing in this case, as they are not parties, the Commission cannot grant the depositions the confidentiality that Western seeks.

After reviewing the Notice and Motion to take depositions and being otherwise sufficiently advised, the Commission concludes that it is within its authority to grant or deny the Motion to take depositions. KRS 278.340.

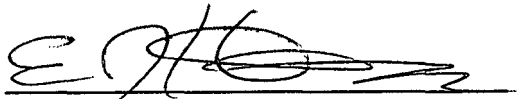
IT IS THEREFORE ORDERED that:

1. The Commission denies to Western depositions rights herein.
2. The hearing previously scheduled for November 11, 1997 has been rescheduled to begin November 21, 1997 at 9:00 a.m., Eastern Standard Time, in Hearing Room 2 of the Commission's offices at 677 Comanche Trail, Frankfort, Kentucky.

Done at Frankfort, Kentucky, this 13th day of October, 1997.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director