

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE PETITION OF DAUGHERTY PETROLEUM, INC.)
FOR A CERTIFICATE OF CONVENIENCE AND) CASE NO.
NECESSITY TO CONSTRUCT AND OPERATE A) 97-496
NATURAL GAS SUPPLY LINE)

O R D E R

On December 8, 1997, Daugherty Petroleum, Inc. ("Daugherty") filed an application requesting a Certificate of Public Convenience and Necessity to construct a natural gas pipeline pursuant to 807 KAR 5:001, Section 9.

On May 15, 1998, the Commission entered an Order directing Daugherty to file certain information no later than June 8, 1998. On June 18, 1998, the Commission, by a letter, provided Daugherty an extension of time and requested the information to be filed no later than June 25, 1998. On July 1, 1998, Daugherty, via facsimile, requested an extension of time to file the requested information on July 13, 1998. As of the date of this Order, the information has not been filed.

On August 31, 1998, the Commission advised Daugherty, by a letter, to provide the information cited by the Commission's Order of May 1998 no later than 10 days from the date of the letter, or its application for acquiring a certificate to construct the proposed project would be denied. As of this date, Daugherty has not provided the requested information.

After reviewing the evidence of record and being otherwise sufficiently advised, the Commission finds that Daugherty's petition for a Certificate of Public Convenience and Necessity to construct the proposed pipeline and facility should be dismissed due to its failure to provide adequate technical and financial information to support the feasibility of this project.

IT IS THEREFORE ORDERED that Daugherty's petition for acquiring a Certificate of Public Convenience and Necessity to construct the proposed project is hereby dismissed without prejudice.

Done at Frankfort, Kentucky, this 14th day of October, 1998.

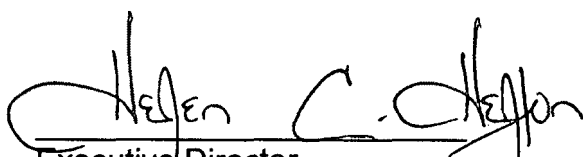
PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director