

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

KENTUCKY UTILITIES COMPANY )  
\_\_\_\_\_) )  
ALLEGED FAILURE TO COMPLY WITH ) CASE NO. 98-054  
ADMINISTRATIVE REGULATION 807 KAR )  
5:041, SECTION 3 )

O R D E R

Kentucky Utilities Company ("KU") has moved for a suspension of the procedural schedule in this matter. In support of its motion, KU refers to the recent holding in Jackson County Rural Electric Cooperative Corporation v. Public Service Commission, No. 96-CI-01130 (Franklin Cir. Ct. Ky. August 24, 1998) that addressed issues very similar to those present in this case.

Having considered the motion and being otherwise sufficiently advised, the Commission finds that:

1. The issues in Jackson County RECC are similar to those present in this case.
2. Holding this matter in abeyance pending final outcome of any appeals of the Franklin Circuit Court Judgment in Jackson County RECC will tend to avoid unnecessary cost and proceedings and will not result in undue delay or prejudice the public interest or the interest of any party in this proceeding.

3. KU and Commission Staff should be permitted to take the deposition of any person for the purpose of perpetuating the person's testimony.

IT IS THEREFORE ORDERED that:

1. KU's Motion to Suspend Procedural Schedule is granted.

2. Pending further Order of the Commission, this matter shall be held in abeyance.

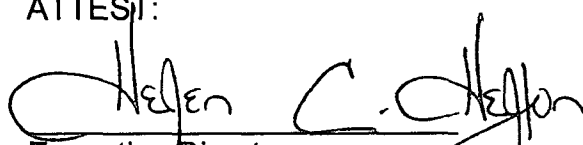
3. While this matter is in abeyance, KU and Commission Staff may, by agreement, take the deposition of any person for the purpose of perpetuating the person's testimony. If KU and Commission Staff are unable to reach agreement on such depositions, the party seeking the deposition shall request such deposition by motion.

Done at Frankfort, Kentucky, this 11th day of September, 1998.

PUBLIC SERVICE COMMISSION

  
\_\_\_\_\_  
For the Commission

ATTEST:

  
\_\_\_\_\_  
Executive Director