

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

GRAYSON RURAL ELECTRIC COOPERATIVE)
CORPORATION)
_____) CASE NO. 98-590
)
ALLEGED VIOLATION OF COMMISSION)
REGULATIONS 807 KAR 5:041)

O R D E R

The Commission Staff and representatives of Grayson Rural Electric Cooperative Corporation (Grayson RECC) met on December 11, 1998 in an informal conference pursuant to the Commission s Order of November 24, 1998. In light of the recent ruling in Jackson County Rural Electric Cooperative Corporation v. Public Service Commission, No. 96-CI-01130 (Franklin Cir. Ct., Ky., August 24, 1998), the Commission Staff and the representatives of Grayson RECC agreed to hold this matter in abeyance pending the appeal and final ruling in that case. Therefore, the Commission on its own motion 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. Grayson RECC 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. Pending further Order of the Commission, this matter shall be held in abeyance.

2. While this matter is in abeyance, Grayson RECC and Commission Staff may, by agreement, take the deposition of any person for the purpose of perpetuating the person's testimony. If Grayson RECC 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 6th day of January, 1999.

By the Commission

ATTEST:

Executive Director