

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

LOUISVILLE GAS AND ELECTRIC)
COMPANY AND KENTUCKY UTILITIES)
COMPANY TARIFF FILINGS) CASE NO. 2001-248
AUTHORIZING CERTAIN TRANSFERS)
OF UNPAID BALANCES OF FINAL BILLS)

O R D E R

The Commission, on its own motion, HEREBY ORDERS that:

1. A formal hearing in this matter shall be held on November 26, 2001 at 1:30 p.m., Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky, and shall continue until completed.

2. On or before November 5, 2001, intervenors may serve upon Louisville Gas and Electric Company and Kentucky Utilities Company ("LG&E/KU") any initial requests for production of documents and written interrogatories to be answered within 10 days of service.

3. On or before November 10, 2001, each party shall file with the Commission in verified form the direct testimony of each witness that it expects to call at the formal hearing or any other evidence which the parties plan to introduce at hearing.

4. On or before November 21, 2001, each party shall file with the Commission in verified form the testimony of each rebuttal witness that it expects to call at the formal hearing.

5. LG&E/KU shall give notice of the hearing in accordance with the provisions of 807 KAR 5:011, Section 8(5).

6. November 19, 2001 shall be the last day for LG&E/KU to publish notice of the hearing date.

7. Direct examination of witnesses shall be limited to the authentication and adoption of written testimony. No summarization of written testimony by the witness shall be permitted.

8. Witnesses who have filed written direct and rebuttal testimony shall present that testimony at the same sitting. Opposing parties may cross-examine such witnesses on both direct and rebuttal testimonies.

9. No opening statements shall be made at the hearing.

10. Within 15 days of the filing of the hearing transcript with the Commission, any party may submit a written brief. Briefs shall not exceed 25 pages in length.

11. Copies of all documents served upon any party shall be served on all other parties and filed with the Commission.

12. Motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

13. To be timely filed with the Commission, a document must be received by the Secretary of the Commission within the specified time for filing except that any document shall be deemed timely filed if it has been transmitted by United States express mail, or by other recognized mail carriers, with the date the transmitting agency received said document from the sender noted by the transmitting agency on the outside of the container used for transmitting, within the time allowed for filing.

14. Service of any document or pleading shall be made in accordance with Administrative Regulation 807 KAR 5:001, Section 3(7), and Kentucky Civil Rule 5.02.

15. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

Done at Frankfort, Kentucky, this 29th day of October, 2001.

By the Commission

ATTEST:


Executive Director