

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE UNION LIGHT, HEAT AND POWER COMPANY _____	) ) )	CASE NO. 2002-00265
ALLEGED VIOLATIONS OF ADMINISTRATIVE REGULATION 807 KAR 5:006	) ) )	

O R D E R

The Union Light, Heat and Power Company ( ULH&P ) is a Kentucky corporation engaged in the distribution of electricity to the public for compensation. ULH&P is also a utility subject to Commission jurisdiction pursuant to KRS 278.010.

KRS 278.280(2) authorizes the Commission to establish rules and regulations related to utility service. Pursuant to this statute, the Commission promulgated Administrative Regulation 807 KAR 5:006, Section 26(1)(2), which requires utilities to report certain accidents to the Commission within two hours following discovery of the accident.

On June 18, 2002, Commission Staff submitted to the Commission a Utility Accident Investigation Report, attached hereto as Appendix A. The report alleges that Virgil Ante and Darren Martin were injured on May 1, 2002 when their scaffolding jack contacted the field phase of a three-phase 7200-volt overhead line belonging to ULH&P. According to a letter from ULH&P dated May 7, 2002, ULH&P first received notice of the incident on May 1, 2002 at 3:12 p.m. However, ULH&P did not contact Commission

Staff until May 2, 2002 at 1:40 p.m. The Utility Accident Investigation Report alleges that ULH&P is in probable violation of Administrative Regulation 807 KAR 5:006, Section 26(1)(2), for failing to report the accident within two hours following discovery of the accident.

The Commission, on its own motion and being otherwise sufficiently advised, HEREBY ORDERS that:

1. ULH&P shall appear on September 10, 2002 at 9:00 a.m., Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky to present evidence concerning the alleged violations of Administrative Regulation 807 KAR 5:006, Section 26(1)(2), and to show cause why it should not be subject to the penalties prescribed in KRS 278.990(1) for these alleged violations.

2. Within 20 days of the date of this Order, ULH&P shall submit to the Commission a written response to the allegations contained in the Utility Accident Investigation Report. In appearances before the Commission, corporations shall be represented by an attorney authorized to practice in the Commonwealth of Kentucky.

3. Any motion for continuance of a hearing set by the Commission shall be made only for good cause and sufficiently in advance of the hearing date to allow time for the Commission to rule upon the motion.

4. Any motion requesting an informal conference with Commission Staff to consider matters which would aid in the handling or disposition of this proceeding shall be filed with the Commission no later than 20 days from the date of this Order.

5. The Utility Accident Investigation Report dated June 18, 2002, appended hereto, is made part of the record of this proceeding.

Done at Frankfort, Kentucky, this 6<sup>th</sup> day of August, 2002.

By the Commission

ATTEST:

  
Executive Director

APPENDIX  
APPENDIX TO AN ORDER  
OF THE  
KENTUCKY PUBLIC SERVICE COMMISSION  
DATED AUGUST 6, 2002

Accident report available upon request.