

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JONATHAN S. ROLAND)	
)	
COMPLAINANT)	
)	
v.)	CASE NO. 2003-00057
)	
KENERGY CORP.)	
)	
DEFENDANT)	

O R D E R

On February 19, 2003, Complainant filed a formal complaint (attached hereto and incorporated herein as Appendix A) with the Commission against Kenergy Corp. (Kenergy) alleging that although he resides in Kentucky Utilities Company s (KU) certified territory, he is a Kenergy customer. Complainant asks that the Commission order Kenergy to release him as a customer and to allow him to be KU s customer. In its answer (attached hereto and incorporated herein as Appendix B) Kenergy denies that it must release Complainant as a customer. Complainant has not named KU as a party to this proceeding.

The Commission finds that, because of the potential effect on KU that the issues in this proceeding may have, and to protect KU s interests, KU is an indispensable party to this proceeding and should be included.

IT IS THEREFORE ORDERED that:

1. KU is hereby named as a party in this proceeding.

2. Within 20 days of the date of this Order, KU shall file with the Commission information regarding KU's closest lines to Complainant and KU's willingness to serve Complainant.

3. Within 20 days of the date of this Order, KU shall file with the Commission its comments concerning the complaint attached as Appendix A.

Done at Frankfort, Kentucky, this 13th day of May, 2003.

By the Commission

ATTEST:


Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2003-00057 DATED May 13, 2003

See document named 200300057_05132003apx.pdf

APPENDIX B

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2003-00057 DATED May 13, 2003

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