

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

INVESTIGATION INTO THE MEMBERSHIP OF)	
LOUISVILLE GAS AND ELECTRIC COMPANY)	CASE NO.
AND KENTUCKY UTILITIES COMPANY IN THE)	2003-00266
MIDWEST INDEPENDENT TRANSMISSION)	
SYSTEM OPERATOR, INC.)	

O R D E R

On October 24, 2003, the Midwest Independent Transmission System Operator, Inc. (MISO) filed a motion requesting an extension of time, from November 25, 2003 to January 16, 2004, to file its prepared direct testimony. MISO states that it needs additional time because it intends to perform and file its own analysis of costs and benefits, rather than merely comment on the analysis previously filed by Louisville Gas and Electric Company and Kentucky Utilities Company (LG&E/KU). Further, MISO states that the extension requested is approximately the same amount of time requested by and granted to LG&E/KU to file its testimony.

On October 30, 2003, LG&E/KU filed a response in opposition to MISO's request. LG&E/KU state that the requested extension would unduly prolong the uncertainty over how its transmission facilities will be operated and how it will recover related expenses. Further, LG&E/KU state that MISO has had ample time under the existing procedural schedule to perform an analysis of costs and benefits. Considering that MISO filed a request to intervene on August 22, 2003, it will have over 3 months to file its analysis by the existing due date of November 25, 2003.

Based on the motion, the objection thereto, and being otherwise sufficiently advised, the Commission finds that the importance of ensuring that the evidentiary record is as complete as possible must be tempered with the need to not unduly prolong this investigation due to the uncertainty that it creates for LG&E/KU in the operation of their respective transmission facilities. In addition, LG&E/KU are currently members of MISO and are being assessed costs monthly for services that may, or may not, be cost-justified. Considering these factors, the Commission will grant MISO an extension of almost 5 weeks to file its testimony and analysis.

IT IS THEREFORE ORDERED that the existing procedural schedule, attached to the July 31, 2003 Order as Appendix A, is amended as provided in the procedural schedule attached hereto as Appendix A.

Done at Frankfort, Kentucky, this 12th day of November, 2003.

By the Commission

ATTEST:


Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2003-00266 DATED November 12, 2003

Intervenor testimony, if any, shall be filed
in verified prepared form no later than..... 12/29/03

Data requests to intervenors shall
be filed no later than..... 01/12/04

Intervenors responses to data requests
shall be filed no later than 01/26/04

LG&E and KU rebuttal testimony, if any, shall
be filed no later than..... 02/09/04

Public hearing (to be scheduled)