

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN ADJUSTMENT OF THE GAS AND ELECTRIC )  
RATES, TERMS, AND CONDITIONS OF ) CASE NO. 2003-00433  
LOUISVILLE GAS AND ELECTRIC COMPANY )

O R D E R

On January 27, 2004, Robert L. Madison, a residential electric customer of Louisville Gas and Electric Company ("LG&E"), filed a request for reconsideration of the Commission's January 21, 2004 Order denying his motion for full intervention. Mr. Madison now states that he agrees to not file testimony on technical issues as if he were an expert witness and that under this condition his original motion for full intervention should be granted. Further, he requests that LG&E provide him with copies of all documents that have been filed in the record of this case and that the existing procedural schedule be modified to provide him sufficient time to issue information requests to LG&E and to provide LG&E additional time to file responses to his requests.

LG&E filed a response in opposition to the request for reconsideration. LG&E states that Mr. Madison has still not demonstrated that he has a special interest in this proceeding which is not otherwise adequately represented by the Attorney General's Office or that his intervention would not unduly complicate or disrupt the proceeding, noting that his request for reconsideration seeks a modification of the existing procedural schedule to permit him to conduct discovery.

Based on the request for reconsideration and being otherwise sufficiently advised, the Commission finds that Mr. Madison has not submitted any additional information to demonstrate that he has a special interest as a residential customer that is not otherwise adequately represented by the Attorney General's Office. In addition, his request to modify the existing procedural schedule would disrupt the processing of this case, which is scheduled to be decided prior to the expiration of the 5-month suspension period provided under KRS 278.190(2). To the extent that Mr. Madison desires to review all of the documents filed in this case, they are available on the Commission's Web site under the caption "Electronic Case Documents -- Non-Electronically Filed Cases." As stated in the Commission's prior Order dated January 21, 2004, Mr. Madison and any other customers of LG&E will be given an ample opportunity to provide public comment on LG&E's rate application.

IT IS THEREFORE ORDERED that Mr. Madison's request for reconsideration is denied.

Done at Frankfort, Kentucky, this 5<sup>th</sup> day of February, 2004.

By the Commission

ATTEST:



Executive Director