

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)

AND

AN ADJUSTMENT OF THE ELECTRIC RATES,)
TERMS, AND CONDITIONS OF KENTUCKY) CASE NO. 2003-00434
UTILITIES COMPANY)

O R D E R

Pursuant to the Commission's Order dated October 14, 2004, an informal conference was held on October 21, 2004 for the purposes of discussing: (1) the request by the Office of the Attorney General ("AG") to continue holding these cases in abeyance pending the filing of his final investigative report; and (2) a timetable for the AG's filing of that report. At the conference, the AG filed a motion requesting the Commission to require Louisville Gas and Electric Company ("LG&E") and Kentucky Utilities Company ("KU") to provide certain documents previously requested by the AG as part of his civil investigative demand pursuant to KRS Chapter 367, *et seq.* That motion also claims that *ex parte* contacts rendered the June 30, 2004 rate Orders invalid and requests that they be set aside.

Based on the motion and the agreement of the parties at the informal conference, the Commission HEREBY ORDERS that:

1. The AG shall file, no later than October 26, 2004, a list of the specific documents that he is seeking to have the Commission require LG&E and KU to produce.

2. Any response to the AG's motion shall be filed by November 3, 2004.

3. Any reply by the AG shall be filed by November 8, 2004.

Done at Frankfort, Kentucky, this 22nd day of October, 2004.

By the Commission

ATTEST:

A handwritten signature in black ink, consisting of several overlapping loops and a long horizontal stroke at the end, positioned above a solid horizontal line.

Executive Director

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Case No. 2003-00434