

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JOINT APPLICATION OF KENTUCKY)	
UTILITIES COMPANY, KENTUCKY)	
ASSOCIATION FOR COMMUNITY)	
ACTION, INC., AND COMMUNITY)	
ACTION COUNCIL FOR LEXINGTON-)	CASE NO. 2004-00303
FAYETTE, BOURBON, HARRISON)	
AND NICHOLAS COUNTIES, INC. FOR)	
THE ESTABLISHMENT OF A HOME)	
ENERGY ASSISTANCE PROGRAM)	

O R D E R

On August 3, 2004, Robert L. Madison filed two motions: (1) for full intervention; and the other to establish a procedural schedule. He states that he is a residential electric customer of Louisville Gas and Electric Company ("LG&E"), an affiliate of Kentucky Utilities Company ("KU"), and that he may offer a proposal that should be adopted for both LG&E and KU in those counties where both utilities provide service. The motion also lists prior cases in which Mr. Madison has intervened. On August 12, 2004, KU filed an objection to both motions.

Based on the motions and being otherwise sufficiently advised, the Commission finds that Mr. Madison is not a customer of KU and, thus, he lacks the requisite special interest in this proceeding sufficient to justify granting his request for intervention. In addition, the issues presented in this case relate to the details of a proposed low-income energy assistance program. Considering that the Commission has previously held that Mr. Madison does not possess the experience or qualifications necessary to

present expert testimony on rate-making or rate design issues,¹ the Commission now finds that Mr. Madison is not likely to present issues or develop facts that would assist the Commission in fully considering the issues in this case without unduly complicating or disrupting the proceedings.

IT IS THEREFORE ORDERED that the motions of Robert L. Madison for full intervention and to establish a procedural schedule are denied.

Done at Frankfort, Kentucky, this 25th day of August, 2004.

By the Commission

ATTEST:



Executive Director

¹Case No. 2003-00266, Investigation Into the Membership of Louisville Gas and Electric Company and Kentucky Utilities Company in the Midwest Independent Transmission System Operator, Inc. (Order dated August 13, 2003).