

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

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

O R D E R

Pending before the Commission is a motion filed jointly by Louisville Gas and Electric Company ("LG&E") and Kentucky Utilities Company ("KU") requesting the Commission to reaffirm the current procedural schedule, which includes a hearing scheduled on March 29, 2005. In the alternative, LG&E/KU state that they do not object to the Midwest Independent Transmission System Operator, Inc. ("MISO") filing its additional rebuttal testimony on March 3, 2005, and appropriately adjusting all subsequent procedural dates, as long as the hearing is not delayed beyond March 29, 2005.

MISO filed a response to the LG&E/KU motion, stating that MISO witness McNamara, who has sponsored the MISO cost/benefit analysis, is unavailable on March 29, 2005 through March 31, 2005. In addition, MISO requests that the current procedural schedule be revised to allow one round of discovery to LG&E/KU on its additional supplemental rebuttal testimony, which is scheduled to be filed later this month. LG&E/KU subsequently filed a reply renewing their objection to any delay in the currently scheduled hearing.

Based on the motion and being otherwise sufficiently advised, the Commission finds that, while we recognize and share the concerns of LG&E/KU regarding any further delay in this investigation, it is of the utmost importance that a reliable and comprehensive evidentiary record be developed. This investigation was initiated by the Commission on its own motion. The issues are highly complex and technical in nature, and they will have a profound financial impact on both LG&E/KU and their ratepayers. Despite our reluctance to further delay the current procedural schedule, good cause has been presented to allow one additional round of discovery and to reschedule the hearing.

IT IS THEREFORE ORDERED that:

1. The procedural schedule set forth in Appendix A shall be followed and this schedule shall supersede the one appended to the Commission's February 17, 2005 Order.
2. The hearing scheduled on March 29, 2005 is cancelled and shall be rescheduled at a later date.

Done at Frankfort, Kentucky, this 10th day of March, 2005.

By the Commission

ATTEST:



Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2003-00266 DATED March 10, 2005

All data requests to MISO on its additional
rebuttal testimony shall be filed no later
than 03/14/05

MISO shall respond to data requests on
its additional rebuttal testimony no later than 03/21/05

LG&E and KU shall file any additional
supplemental rebuttal testimony in
verified prepared form no later than 03/28/05

All data requests to LG&E and KU on their
additional supplemental rebuttal testimony
shall be filed no later than 04/04/05

LG&E and KU shall respond to data requests
on their additional supplemental rebuttal
testimony no later than 04/11/05

Public hearing shall begin at 9:00 a.m.,
Eastern Standard Time, in Hearing Room 1
of the Commission's offices at 211 Sower
Boulevard, Frankfort, Kentucky(to be scheduled)