

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

LOUISVILLE GAS AND ELECTRIC )  
COMPANY )  
\_\_\_\_\_ ) CASE NO. 2013-00373  
ALLEGED FAILURE TO COMPLY WITH )  
KRS 278.042 )

ORDER

On November 13, 2013, Louisville Gas and Electric Company ("LG&E") moved to dismiss this case or, in the alternative, to suspend the formal hearing scheduled for January 29, 2014, and to schedule an informal conference for the purpose of discussing a possible settlement in this matter.

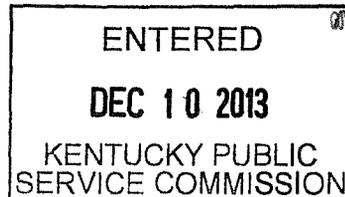
In support of its motion to dismiss, LG&E denies the allegations raised in the Commission's October 24, 2013 Order and sets forth several affirmative defenses. LG&E asserts, among other defenses, that its Health and Safety Manual does not apply to stationary ladders and, therefore, the use of a nonconductive stationary ladder is not a violation of its safety manual. It further argues that it did not willfully commit the alleged violations in the Commission's October 24, 2013 Order.

The Commission finds that the defenses asserted by LG&E raise questions of material facts that cannot be determined on the existing record without a hearing. Accordingly, the Commission will deny LG&E's motion to dismiss and deny its motion to suspend the formal hearing.

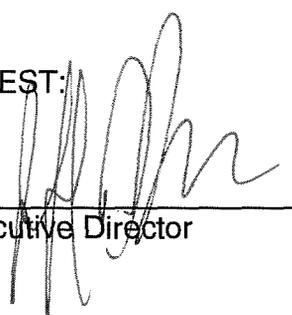
IT IS THEREFORE ORDERED that:

1. LG&E's motion to dismiss is denied.
2. LG&E's motion to suspend the formal hearing in this matter is denied, without prejudice.
3. LG&E's motion for an informal conference is granted.
4. An informal conference shall be held in this matter on Friday, January 17, 2014, at 1:30 p.m. Eastern Standard Time, in Conference Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky.

By the Commission



ATTEST:

  
\_\_\_\_\_  
Executive Director

Case No. 2013-00373

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