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FEB 02 2009

PUBLIC SERVICE  
COMMISSION

Jeff Derouen  
Executive Director  
Kentucky Public Service Commission  
211 Sower Boulevard  
Frankfort, Kentucky 40601

**E.ON U.S. LLC**  
Corporate Law Department  
220 W. Main Street  
P.O. Box 32030  
Louisville, Kentucky 40232  
www.eon-us.com

February 2, 2009

J. Gregory Cornett  
Sr. Corporate Attorney  
T 502-627-2756  
F 502-627-3367  
Greg.Cornett@eon-us.com

RE: **CASE NO. 2009-00019**

Dear Mr. Derouen:

Enclosed please find and accept for filing the original and 10 copies of the Answer of Louisville Gas and Electric Company. Please provide us with a filed stamped copy of this filing with the enclosed self-addressed stamped envelope.

If you have any questions or concerns with respect to this filing, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Gregory Cornett", with a long horizontal flourish extending to the right.

J. Gregory Cornett  
Senior Corporate Counsel

**COMMONWEALTH OF KENTUCKY**  
**BEFORE THE PUBLIC SERVICE COMMISSION**

**RECEIVED**

FEB 02 2009

PUBLIC SERVICE  
COMMISSION

**In the Matter of:**

**BRYAN GILLESPIE**

**COMPLAINANT**

**v.**

**LOUISVILLE GAS AND  
ELECTRIC COMPANY**

**DEFENDANT**

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**CASE NO. 2009-00019**

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**ANSWER OF LOUISVILLE GAS AND ELECTRIC COMPANY**

In accordance with the Kentucky Public Service Commission's ("Commission") Order of January 22, 2009 in the above-captioned proceeding, Louisville Gas and Electric Company ("LG&E" or the "Company") respectfully submits this Answer to the Complaint of Bryan Gillespie ("Mr. Gillespie" or "Complainant") filed on January 12, 2009. In support of its Answer, and in response to the specific averments contained in said Complaint, LG&E states as follows:

1. LG&E admits the allegations contained in paragraph 1 of the Complaint, on information and belief.
2. LG&E admits the allegations contained in paragraphs 2, 3 and 4 of the Complaint.

3. With regard to the allegations contained in paragraphs 5 and 6 of the Complaint, LG&E states that the bills and billed amounts speak for themselves. LG&E also affirmatively states: that Mr. Gillespie became the account holder for the 421 West Market Street property on October 2, 2006; that the gas meter is inside the building; that gas usage had to be estimated for the months of October 2006 through March 2007 because LG&E was unable to gain access to the building to read the gas meter despite attempting to do so through Mr. Gillespie; and that an actual read was made and verified in late March 2007, resulting in the “high bill” about which Mr. Gillespie now complains. Copies of the transaction history and usage history for Mr. Gillespie’s account from November 1, 2006 to November 29, 2008 are attached collectively as Exhibit A.

4. With regard to the allegations contained in paragraph 7 of the Complaint, LG&E denies that the consumption of gas and electricity during the relevant time period was not “appreciable,” and is without information or knowledge sufficient to form a belief as to the truth of the remaining allegations in that paragraph. LG&E also affirmatively states that Mr. Gillespie informed LG&E that a boiler inside the building was on, even though the building was vacant, a fact which certainly could account for the higher than expected usage during the months of October 2006 through March 2007.

5. With regard to the allegations contained in paragraph 8 of the Complaint, LG&E admits that Mr. Gillespie subsequently contacted LG&E and questioned the April 2007 bill, but denies the remaining allegations in that paragraph.

6. LG&E denies the allegations contained in paragraph 9 of the Complaint.

7. With regard to the allegations contained in paragraph 10 of the Complaint, LG&E admits that Mr. Gillespie paid the April 2007 bill, but is without information or

knowledge sufficient to form a belief as to the truth of the remaining allegations in that paragraph.

8. With regard to the allegations contained in paragraphs 11 and 12 of the Complaint, LG&E admits that the gas meter at issue here, meter # 260161, was subsequently changed out, replaced with meter # 698470, and tested, but denies that the meter was defective or that Mr. Gillespie was ever advised that the meter was defective. LG&E affirmatively states that meter # 260161 tested within approved limits pursuant to applicable Commission regulations. Copies of the installation record, removal record, and test results for meter # 260161 are attached collectively as Exhibit B.

9. With regard to the allegations contained in paragraph 13 of the Complaint, LG&E denies that the meter was defective or operating deficiently on or before March 27, 2007 and denies that the April 2007 bill was in error.

10. With regard to the allegations contained in paragraph 14 of the Complaint, LG&E denies that the property at issue “consumed” less than the billed services from October 2006 through April 2007, and affirmatively states that Mr. Gillespie was properly billed for metered usage in accordance with Commission regulations and the filed rate doctrine.

11. With regard to the allegations contained in paragraph 15 of the Complaint, LG&E states that Mr. Gillespie was billed only for metered usage registered on or after the date on which Mr. Gillespie became the account holder for service to the subject property.

12. With regard to the allegations contained in paragraph 16 of the Complaint, LG&E states that the paragraph merely recites Mr. Gillespie’s demand in this action and

does not require a response by LG&E. However, LG&E again affirmatively states that Mr. Gillespie was properly billed for metered usage in accordance with Commission regulations and the filed rate doctrine, and for that reason Mr. Gillespie's Complaint must be dismissed.

13. LG&E denies the allegations contained in paragraphs 17 and 18 of the Complaint.

14. To the extent that there are additional averments contained in the wherefore clause following paragraph 18 of the Complaint, LG&E denies those allegations and affirmatively states that Mr. Gillespie is not entitled to any of the relief requested and further states that the Commission lacks the authority to award some or all of the relief sought by Mr. Gillespie.

15. LG&E denies all allegations contained in the Complaint which are not expressly admitted in the foregoing paragraphs of this Answer.

#### **FIRST AFFIRMATIVE DEFENSE**

The Complaint, or parts of it, fails to set forth any claim upon which relief can be granted by this Commission and should be dismissed.

#### **SECOND AFFIRMATIVE DEFENSE**

The Complainant has failed to set forth a *prima facie* case that LG&E has violated its tariff or any statute or Commission regulation or other law, and the Complaint should be dismissed.


**WHEREFORE**, for all of the reasons set forth above, Louisville Gas and Electric Company respectfully requests:

- (1) that the Complaint herein be dismissed with prejudice; and

(2) that LG&E be afforded any and all other relief to which it may be entitled.

Dated: February 2, 2009

Respectfully submitted,



J. Gregory Cornett  
Senior Corporate Attorney  
E.ON U.S. LLC  
220 West Main Street  
Louisville, Kentucky 40202  
(502) 627-2756

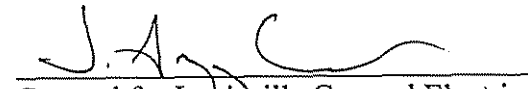
Allyson K. Sturgeon  
Senior Corporate Attorney  
E.ON U.S. LLC  
220 West Main Street  
Louisville, Kentucky 40202  
(502) 627-2756

Counsel for Louisville Gas and Electric  
Company

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing was served on the following on the 2<sup>nd</sup> day of February, 2009, U.S. mail, postage prepaid:

Robert A. Donald, III  
401 West Main St., Suite 1400  
Louisville, KY 40202



Counsel for Louisville Gas and Electric  
Company

# **EXHIBIT A**

# Customer Transaction History

From 11/1/2006 To 11/29/2008

<b>Account Number</b>	<b>Status</b>	<b>Type</b>	<b>Customer Name</b>	<b>Service Address</b>	<b>Cycle</b>
2001038001002	A	L	BRYAN GILLESPIE	421 W MARKET ST LOUISVILLE, KY 40202	9

## History

<b>Transaction Date</b>	<b>Transaction Type</b>	<b>Transaction Description</b>	<b>Amount Entered</b>	<b>Amount Due</b>
11/13/2006	Bill	A/R - UTILITY CHARGE	\$17.42	\$17.42
11/13/2006	Bill	A/R - UTILITY CHARGE	\$17.42	\$34.84
11/20/2006	Bill	A/R - UTILITY CHARGE	\$479.85	\$514.69
12/11/2006	Payment	Payment Received	\$34.84	\$479.85
12/11/2006	Payment	Payment Received	\$479.85	\$0.00
12/13/2006	Bill	A/R - UTILITY CHARGE	\$17.42	\$17.42
12/13/2006	Bill	A/R - UTILITY CHARGE	\$17.42	\$34.84
12/14/2006	Bill	A/R - UTILITY CHARGE	\$357.73	\$392.57
1/15/2007	Payment	Payment Received	\$34.84	\$357.73
1/15/2007	Payment	Payment Received	\$357.73	\$0.00
1/16/2007	Bill	A/R - UTILITY CHARGE	\$17.42	\$17.42
1/16/2007	Bill	A/R - UTILITY CHARGE	\$17.42	\$34.84
2/1/2007	Payment	Payment Received	\$34.84	\$0.00
2/15/2007	Bill	A/R - UTILITY CHARGE	\$356.15	\$356.15
2/16/2007	Bill	A/R - UTILITY CHARGE	\$1,330.66	\$1,686.81
2/16/2007	Bill	A/R - UTILITY CHARGE	\$17.41	\$1,704.22
2/16/2007	Bill	A/R - UTILITY CHARGE	\$17.41	\$1,721.63
3/15/2007	Bill	A/R - LATE PAYMENT	\$13.30	\$1,734.93
3/15/2007	Bill	A/R - UTILITY CHARGE	\$17.41	\$1,752.34
3/15/2007	Bill	A/R - LATE PAYMENT	\$0.87	\$1,753.21
3/15/2007	Bill	A/R - UTILITY CHARGE	\$17.41	\$1,770.62
3/15/2007	Bill	A/R - LATE PAYMENT	\$0.87	\$1,771.49
3/21/2007	Bill	A/R - UTILITY CHARGE	\$1,040.73	\$2,812.22
3/27/2007	Bill	REV-LARGE COMMERCIAL	\$1,040.73	\$1,771.49
3/27/2007	Bill	A/R - UTILITY CHARGE	\$1,040.73	\$1,771.49
3/27/2007	Bill	REV-COM/IND/FRM/NON-	\$1,703.06	\$68.43



Account Number	Status	Type	Customer Name	Service Address	Cycle
3/27/2007	Bill		A/R - UTILITY CHARGE	\$680.90	\$68.43
3/27/2007	Bill		A/R - UTILITY CHARGE	\$34.82	\$68.43
3/27/2007	Bill		A/R - UTILITY CHARGE	\$987.34	\$68.43
3/27/2007	Bill		A/R - UTILITY CHARGE	\$155.88	\$224.31
3/28/2007	Bill		REV-COM/IND/FRM/NON-	\$155.88	\$68.43
3/28/2007	Bill		A/R - UTILITY CHARGE	\$53.39	\$68.43
3/28/2007	Bill		A/R - UTILITY CHARGE	\$102.49	\$68.43
3/29/2007	Correction		A/R - UTILITY CHARGE	\$1,703.06	\$1,771.49
3/30/2007	Adjustment		REV-FORFEITED DISC.	\$0.87	\$1,770.62
3/30/2007	Adjustment		REV-FORFEITED DISC.	\$0.87	\$1,769.75
3/30/2007	Adjustment		REV-FORFEITED DISC	\$13.30	\$1,756.45
3/30/2007	Bill		REV-LARGE COMMERCIAL	\$479.85	\$1,276.60
3/30/2007	Bill		A/R - UTILITY CHARGE	\$479.85	\$1,276.60
3/30/2007	Bill		REV-LARGE COMMERCIAL	\$357.73	\$918.87
3/30/2007	Bill		A/R - UTILITY CHARGE	\$357.73	\$918.87
3/30/2007	Bill		REV-LARGE COMMERCIAL	\$356.15	\$562.72
3/30/2007	Bill		A/R - UTILITY CHARGE	\$356.15	\$562.72
3/30/2007	Bill		REV-LARGE COMMERCIAL	\$1,330.66	(\$767.94)
3/30/2007	Bill		A/R - UTILITY CHARGE	\$509.33	(\$767.94)
3/30/2007	Bill		A/R - UTILITY CHARGE	\$53.39	(\$767.94)
3/30/2007	Bill		A/R - UTILITY CHARGE	\$767.94	(\$767.94)
3/30/2007	Bill		REV-COM/IND/FRM/NON-	\$6.01	(\$773.95)
3/30/2007	Bill		A/R - UTILITY CHARGE	\$6.01	(\$773.95)
3/30/2007	Bill		REV-COM/IND/FRM/NON-	\$17.42	(\$791.37)
3/30/2007	Bill		A/R - UTILITY CHARGE	\$17.42	(\$791.37)
3/30/2007	Bill		REV-COM/IND/FRM/NON-	\$17.42	(\$808.79)
3/30/2007	Bill		A/R - UTILITY CHARGE	\$17.42	(\$808.79)
3/30/2007	Bill		REV-COM/IND/FRM/NON-	\$17.42	(\$826.21)
3/30/2007	Bill		A/R - UTILITY CHARGE	\$17.42	(\$826.21)
3/30/2007	Bill		REV-COM/IND/FRM/NON-	\$17.41	(\$843.62)
3/30/2007	Bill		A/R - UTILITY CHARGE	\$17.41	(\$843.62)
3/30/2007	Bill		REV-COM/IND/FRM/NON-	\$17.41	(\$861.03)
3/30/2007	Bill		A/R - UTILITY CHARGE	\$17.41	(\$861.03)

Account Number	Status	Type	Customer Name	Service Address	Cycle
3/30/2007	Bill		REV-COM/IND/FRM/NON-	\$6.01	(\$867.04)
3/30/2007	Bill		A/R - UTILITY CHARGE	\$6.01	(\$867.04)
3/30/2007	Bill		REV-COM/IND/FRM/NON-	\$17.42	(\$884.46)
3/30/2007	Bill		A/R - UTILITY CHARGE	\$17.42	(\$884.46)
3/30/2007	Bill		REV-COM/IND/FRM/NON-	\$17.42	(\$901.88)
3/30/2007	Bill		A/R - UTILITY CHARGE	\$17.42	(\$901.88)
3/30/2007	Bill		REV-COM/IND/FRM/NON-	\$17.42	(\$919.30)
3/30/2007	Bill		A/R - UTILITY CHARGE	\$17.42	(\$919.30)
3/30/2007	Bill		REV-COM/IND/FRM/NON-	\$17.41	(\$936.71)
3/30/2007	Bill		A/R - UTILITY CHARGE	\$17.41	(\$936.71)
3/30/2007	Bill		REV-COM/IND/FRM/NON-	\$17.41	(\$954.12)
3/30/2007	Bill		A/R - UTILITY CHARGE	\$17.41	(\$954.12)
4/3/2007	Bill		A/R - UTILITY CHARGE	\$2,525.69	\$1,571.57
4/3/2007	Bill		A/R - UTILITY CHARGE	\$954.12	\$1,571.57
4/3/2007	Bill		A/R - UTILITY CHARGE	\$1,571.57	\$1,571.57
4/3/2007	Bill		A/R - UTILITY CHARGE	\$97.83	\$1,669.40
4/3/2007	Bill		A/R - UTILITY CHARGE	\$13,218.17	\$14,887.57
4/16/2007	Bill		A/R - UTILITY CHARGE	\$17.41	\$14,904.98
4/16/2007	Bill		A/R - UTILITY CHARGE	\$1,077.60	\$15,982.58
4/24/2007	Bill		A/R - UTILITY CHARGE	\$453.15	\$16,435.73
5/15/2007	Bill		A/R - UTILITY CHARGE	\$17.41	\$16,453.14
5/15/2007	Bill		A/R - UTILITY CHARGE	\$766.01	\$17,219.15
5/17/2007	Payment		Payment Received	\$783.42	\$16,435.73
5/17/2007	Payment		Payment Received	\$14,887.57	\$1,548.16
5/17/2007	Payment		Payment Received	\$764.74	\$783.42
5/22/2007	Bill		A/R - UTILITY CHARGE	\$230.00	\$1,013.42
5/22/2007	Bill		REV-COM/IND/FRM/NON-	\$1,077.60	(\$64.18)
5/22/2007	Bill		A/R - UTILITY CHARGE	\$330.27	(\$64.18)
5/22/2007	Bill		A/R - UTILITY CHARGE	\$453.15	(\$64.18)
5/22/2007	Bill		A/R - UTILITY CHARGE	\$230.00	(\$64.18)
5/22/2007	Bill		A/R - UTILITY CHARGE	\$64.18	(\$64.18)
5/22/2007	Bill		REV-COM/IND/FRM/NON-	\$766.01	(\$830.19)
5/22/2007	Bill		A/R - UTILITY CHARGE	\$766.01	(\$830.19)

Account Number	Status	Type	Customer Name	Service Address	Cycle
	5/22/2007	Bill	A/R - UTILITY CHARGE	\$278.59	(\$551.60)
	6/14/2007	Bill	A/R - UTILITY CHARGE	\$17.41	(\$534.19)
	6/14/2007	Bill	A/R - UTILITY CHARGE	\$110.87	(\$423.32)
	6/20/2007	Bill	A/R - UTILITY CHARGE	\$518.51	\$95.19
	6/20/2007	Bill	A/R - UTILITY CHARGE	\$423.32	\$95.19
	6/20/2007	Bill	A/R - UTILITY CHARGE	\$95.19	\$95.19
	6/20/2007	Bill	REV-COM/IND/FRM/NON-	\$110.87	(\$15.68)
	6/20/2007	Bill	A/R - UTILITY CHARGE	\$95.19	(\$15.68)
	6/20/2007	Bill	A/R - UTILITY CHARGE	\$15.68	(\$15.68)
	6/20/2007	Bill	A/R - UTILITY CHARGE	\$23.48	\$7.80
	6/20/2007	Bill	A/R - UTILITY CHARGE	\$15.68	\$7.80
	6/20/2007	Bill	A/R - UTILITY CHARGE	\$7.80	\$7.80
	6/28/2007	Payment	Payment Received	\$7.80	\$0.00
	7/16/2007	Bill	A/R - UTILITY CHARGE	\$17.41	\$17.41
	7/16/2007	Bill	A/R - UTILITY CHARGE	\$22.26	\$39.67
	7/20/2007	Bill	A/R - UTILITY CHARGE	\$463.45	\$503.12
	7/20/2007	Bill	REV-COM/IND/FRM/NON-	\$22.26	\$480.86
	7/20/2007	Bill	A/R - UTILITY CHARGE	\$22.26	\$480.86
	7/20/2007	Bill	A/R - UTILITY CHARGE	\$18.61	\$499.47
	7/30/2007	Payment	Payment Received	\$17.41	\$482.06
	7/30/2007	Payment	Payment Received	\$482.06	\$0.00
	8/14/2007	Bill	A/R - UTILITY CHARGE	\$17.41	\$17.41
	8/14/2007	Bill	A/R - UTILITY CHARGE	\$18.61	\$36.02
	8/21/2007	Bill	A/R - UTILITY CHARGE	\$409.35	\$445.37
	8/21/2007	Bill	REV-COM/IND/FRM/NON-	\$18.61	\$426.76
	8/21/2007	Bill	A/R - UTILITY CHARGE	\$18.61	\$426.76
	8/21/2007	Bill	A/R - UTILITY CHARGE	\$17.41	\$444.17
	8/31/2007	Payment	Payment Received	\$17.41	\$426.76
	8/31/2007	Payment	Payment Received	\$426.76	\$0.00
	9/14/2007	Bill	A/R - UTILITY CHARGE	\$302.05	\$302.05
	9/14/2007	Bill	A/R - UTILITY CHARGE	\$17.41	\$319.46
	9/14/2007	Bill	A/R - UTILITY CHARGE	\$17.41	\$336.87
	10/8/2007	Payment	Payment Received	\$336.87	\$0.00

Account Number	Status	Type	Customer Name	Service Address	Cycle
10/15/2007	Bill		A/R - UTILITY CHARGE	\$17.41	\$17.41
10/15/2007	Bill		A/R - UTILITY CHARGE	\$17.41	\$34.82
10/19/2007	Bill		A/R - UTILITY CHARGE	\$321.86	\$356.68
10/19/2007	Bill		REV-COM/IND/FRM/NON-	\$17.41	\$339.27
10/19/2007	Bill		A/R - UTILITY CHARGE	\$17.41	\$339.27
10/19/2007	Bill		A/R - UTILITY CHARGE	\$17.41	\$356.68
10/19/2007	Bill		REV-COM/IND/FRM/NON-	\$17.41	\$339.27
10/19/2007	Bill		A/R - UTILITY CHARGE	\$17.41	\$339.27
10/19/2007	Bill		A/R - UTILITY CHARGE	\$33.73	\$373.00
11/12/2007	Payment		Payment Received	\$373.00	\$0.00
11/12/2007	Payment		Payment Received	\$18.65	(\$18.65)
11/13/2007	Bill		A/R - UTILITY CHARGE	\$491.18	\$472.53
11/13/2007	Bill		A/R - UTILITY CHARGE	\$18.65	\$472.53
11/13/2007	Bill		A/R - UTILITY CHARGE	\$472.53	\$472.53
11/13/2007	Bill		A/R - UTILITY CHARGE	\$17.41	\$489.94
11/13/2007	Bill		A/R - UTILITY CHARGE	\$165.08	\$655.02
12/10/2007	Payment		Payment Received	\$655.02	\$0.00
12/10/2007	Payment		Payment Received	\$33.69	(\$33.69)
12/13/2007	Bill		A/R - UTILITY CHARGE	\$355.63	\$321.94
12/13/2007	Bill		A/R - UTILITY CHARGE	\$33.69	\$321.94
12/13/2007	Bill		A/R - UTILITY CHARGE	\$321.94	\$321.94
12/13/2007	Bill		A/R - UTILITY CHARGE	\$17.41	\$339.35
12/13/2007	Bill		A/R - UTILITY CHARGE	\$687.38	\$1,026.73
12/27/2007	Payment		Payment Received	\$1,026.73	\$0.00
1/16/2008	Bill		A/R - UTILITY CHARGE	\$325.97	\$325.97
1/16/2008	Bill		A/R - UTILITY CHARGE	\$17.42	\$343.39
1/16/2008	Bill		A/R - UTILITY CHARGE	\$1,183.11	\$1,526.50
1/25/2008	Payment		Payment Received	\$1,526.50	\$0.00
2/14/2008	Bill		A/R - UTILITY CHARGE	\$403.45	\$403.45
2/14/2008	Bill		A/R - UTILITY CHARGE	\$17.39	\$420.84
2/14/2008	Bill		A/R - UTILITY CHARGE	\$2,483.33	\$2,904.17
3/3/2008	Payment		Payment Received	\$2,904.17	\$0.00
3/14/2008	Bill		A/R - UTILITY CHARGE	\$365.59	\$365.59

Account Number	Status	Type	Customer Name	Service Address	Cycle
3/14/2008	Bill		A/R - UTILITY CHARGE	\$17.39	\$382.98
3/14/2008	Bill		A/R - UTILITY CHARGE	\$1,085.22	\$1,468.20
3/24/2008	Payment		Payment Received	\$1,468.20	\$0.00
4/15/2008	Bill		A/R - UTILITY CHARGE	\$17.39	\$17.39
4/15/2008	Bill		A/R - UTILITY CHARGE	\$588.91	\$606.30
4/22/2008	Bill		A/R - UTILITY CHARGE	\$452.50	\$1,058.80
4/22/2008	Bill		REV-COM/IND/FRM/NON-	\$588.91	\$469.89
4/22/2008	Bill		A/R - UTILITY CHARGE	\$588.91	\$469.89
4/22/2008	Bill		A/R - UTILITY CHARGE	\$221.83	\$691.72
5/7/2008	Payment		Payment Received	\$17.39	\$674.33
5/7/2008	Payment		Payment Received	\$674.33	\$0.00
5/14/2008	Bill		A/R - UTILITY CHARGE	\$17.39	\$17.39
5/14/2008	Bill		A/R - UTILITY CHARGE	\$128.64	\$146.03
5/21/2008	Bill		A/R - UTILITY CHARGE	\$397.75	\$543.78
5/21/2008	Bill		REV-COM/IND/FRM/NON-	\$128.64	\$415.14
5/21/2008	Bill		A/R - UTILITY CHARGE	\$128.64	\$415.14
5/21/2008	Bill		A/R - UTILITY CHARGE	\$96.00	\$511.14
6/5/2008	Payment		Payment Received	\$17.39	\$493.75
6/5/2008	Payment		Payment Received	\$493.75	\$0.00
6/13/2008	Bill		A/R - UTILITY CHARGE	\$196.43	\$196.43
6/13/2008	Bill		A/R - UTILITY CHARGE	\$17.39	\$213.82
6/13/2008	Bill		A/R - UTILITY CHARGE	\$20.19	\$234.01
6/27/2008	Payment		Payment Received	\$234.01	\$0.00
7/16/2008	Bill		A/R - UTILITY CHARGE	\$283.01	\$283.01
7/16/2008	Bill		A/R - UTILITY CHARGE	\$17.39	\$300.40
7/16/2008	Bill		A/R - UTILITY CHARGE	\$17.39	\$317.79
7/28/2008	Payment		Payment Received	\$317.79	\$0.00
8/14/2008	Bill		A/R - UTILITY CHARGE	\$341.40	\$341.40
8/14/2008	Bill		A/R - UTILITY CHARGE	\$17.49	\$358.89
8/14/2008	Bill		A/R - UTILITY CHARGE	\$17.49	\$376.38
8/25/2008	Payment		Payment Received	\$376.38	\$0.00
9/15/2008	Bill		A/R - UTILITY CHARGE	\$17.36	\$17.36
9/15/2008	Bill		A/R - UTILITY CHARGE	\$17.36	\$34.72

Account Number	Status	Type	Customer Name	Service Address	Cycle
9/20/2008	Bill		A/R - UTILITY CHARGE	\$510.24	\$544.96
9/29/2008	Payment		Payment Received	\$34.72	\$510.24
9/29/2008	Payment		Payment Received	\$510.24	\$0.00
10/14/2008	Bill		A/R - UTILITY CHARGE	\$17.49	\$17.49
10/14/2008	Bill		A/R - UTILITY CHARGE	\$17.49	\$34.98
10/21/2008	Bill		A/R - UTILITY CHARGE	\$441.91	\$476.89
10/21/2008	Bill		REV-COM/IND/FRM/NON-	\$17.49	\$459.40
10/21/2008	Bill		A/R - UTILITY CHARGE	\$17.49	\$459.40
10/21/2008	Bill		A/R - UTILITY CHARGE	\$70.56	\$529.96
11/10/2008	Payment		Payment Received	\$17.49	\$512.47
11/10/2008	Payment		Payment Received	\$511.98	\$0.49
11/12/2008	Bill		A/R - UTILITY CHARGE	\$374.99	\$375.48
11/12/2008	Bill		A/R - LATE PAYMENT	\$22.10	\$397.58
11/12/2008	Bill		A/R - UTILITY CHARGE	\$184.48	\$582.06
11/12/2008	Bill		A/R - LATE PAYMENT	\$0.88	\$582.94
11/12/2008	Bill		A/R - UTILITY CHARGE	\$178.03	\$760.97
11/12/2008	Bill		A/R - LATE PAYMENT	\$3.53	\$764.50

# Customer Usage History

## From 11/1/2006 To 11/29/2008

Account Number	Status	Type	Customer Name	Service Address	Cycle
2001038001002	A	L	BRYAN GILLESPIE	421 W MARKET ST LOUISVILLE, KY 40202	9

### History

Date Billed	Due Date	Utility Type	Rate Plan #	Usage Units	Amount Billed		
11/13/2006	12/1/2006	E001	561	0	\$0.00		
		G001	851	0	\$17.42		
		G002	852	0	\$17.42		
<b>Bill Total:</b>					<b>\$34.84</b>		
11/20/2006	12/8/2006	E001	561	0	\$479.85		
		<b>Bill Total:</b>					<b>\$479.85</b>
		<b>Bill Total:</b>					<b>\$479.85</b>
12/13/2006	1/3/2007	E001	561	0	\$0.00		
		G001	851	0	\$17.42		
		G002	852	0	\$17.42		
<b>Bill Total:</b>					<b>\$34.84</b>		
12/14/2006	1/4/2007	E001	561	0	\$357.73		
		<b>Bill Total:</b>					<b>\$357.73</b>
		<b>Bill Total:</b>					<b>\$357.73</b>
1/16/2007	2/6/2007	E001	561	0	\$0.00		
		G001	851	0	\$17.42		
		G002	852	0	\$17.42		
<b>Bill Total:</b>					<b>\$34.84</b>		
2/14/2007	3/2/2007	E001	561	0	\$0.00		
		G001	851	0	\$0.00		
		G002	852	0	\$0.00		
<b>Bill Total:</b>					<b>\$0.00</b>		
2/15/2007	3/5/2007	E001	561	0	\$356.15		
		<b>Bill Total:</b>					<b>\$356.15</b>
		<b>Bill Total:</b>					<b>\$356.15</b>

Account Number	Status	Type	Customer Name		Service Address	Cycle
2/16/2007	3/6/2007	E001	561	28400	\$1,330.66	
		G001	851	0	\$17.41	
		G002	852	0	\$17.41	
				<b>Bill Total:</b>	<b>\$1,365.48</b>	
3/15/2007	4/2/2007	E001	561	0	\$0.00	
		G001	851	0	\$17.41	
		G002	852	0	\$17.41	
				<b>Bill Total:</b>	<b>\$34.82</b>	
3/21/2007	4/9/2007	E001	561	17200	\$1,040.73	
				<b>Bill Total:</b>	<b>\$1,040.73</b>	
3/27/2007	4/13/2007	G001	851	92	\$155.88	
				<b>Bill Total:</b>	<b>\$155.88</b>	
4/3/2007	4/23/2007	E001	653	34600	\$2,525.69	
		G001	851	0	\$97.83	
		G002	852	13920	\$13,218.17	
				<b>Bill Total:</b>	<b>\$15,841.69</b>	
4/16/2007	5/2/2007	E001	653	0	\$0.00	
		G001	851	0	\$17.41	
		G002	852	1230	\$1,077.60	
				<b>Bill Total:</b>	<b>\$1,095.01</b>	
4/24/2007	5/10/2007	E001	653	6200	\$453.15	
				<b>Bill Total:</b>	<b>\$453.15</b>	
5/15/2007	6/1/2007	E001	653	0	\$0.00	
		G001	851	0	\$17.41	
		G002	852	738	\$766.01	
				<b>Bill Total:</b>	<b>\$783.42</b>	
5/22/2007	6/8/2007	E001	653	3000	\$230.00	
		G002	852	261	\$278.59	
				<b>Bill Total:</b>	<b>\$508.59</b>	



Account Number	Status	Type	Customer Name	Service Address	Cycle
6/14/2007	7/2/2007	E001	653	0	\$0.00
		G001	851	0	\$17.41
		G002	852	77	\$110.87
				<b>Bill Total:</b>	<b>\$128.28</b>
6/20/2007	7/9/2007	E001	653	6200	\$518.51
		G002	852	5	\$23.48
				<b>Bill Total:</b>	<b>\$541.99</b>
7/16/2007	8/1/2007	E001	653	0	\$0.00
		G001	851	0	\$17.41
		G002	852	4	\$22.26
				<b>Bill Total:</b>	<b>\$39.67</b>
7/20/2007	8/7/2007	E001	653	5600	\$463.45
		G002	852	1	\$18.61
				<b>Bill Total:</b>	<b>\$482.06</b>
8/14/2007	8/30/2007	E001	653	0	\$0.00
		G001	851	0	\$17.41
		G002	852	1	\$18.61
				<b>Bill Total:</b>	<b>\$36.02</b>
8/21/2007	9/6/2007	E001	653	5000	\$409.35
		G002	852	0	\$17.41
				<b>Bill Total:</b>	<b>\$426.76</b>
9/14/2007	10/2/2007	E001	653	3600	\$302.05
		G001	851	0	\$17.41
		G002	852	0	\$17.41
				<b>Bill Total:</b>	<b>\$336.87</b>
10/15/2007	10/31/2007	E001	653	0	\$0.00
		G001	851	0	\$17.41
		G002	852	0	\$17.41
				<b>Bill Total:</b>	<b>\$34.82</b>

Account Number	Status	Type	Customer Name	Service Address	Cycle
10/19/2007	11/6/2007	E001	653	4200	\$321.86
		G001	851	0	\$17.41
		G002	852	15	\$33.73
				<b>Bill Total:</b>	<b>\$373.00</b>
11/13/2007	12/3/2007	E001	653	6600	\$491.18
		G001	851	0	\$17.41
		G002	852	130	\$165.08
				<b>Bill Total:</b>	<b>\$673.67</b>
12/13/2007	1/3/2008	E001	653	4600	\$355.63
		G001	851	0	\$17.41
		G002	852	597	\$687.38
				<b>Bill Total:</b>	<b>\$1,060.42</b>
1/16/2008	2/1/2008	E001	653	4000	\$325.97
		G001	851	0	\$17.42
		G002	852	1021	\$1,183.11
				<b>Bill Total:</b>	<b>\$1,526.50</b>
2/14/2008	3/3/2008	E001	653	5000	\$403.45
		G001	851	0	\$17.39
		G002	852	2280	\$2,483.33
				<b>Bill Total:</b>	<b>\$2,904.17</b>
3/14/2008	4/1/2008	E001	653	5000	\$365.59
		G001	851	0	\$17.39
		G002	852	1032	\$1,085.22
				<b>Bill Total:</b>	<b>\$1,468.20</b>
4/15/2008	5/1/2008	E001	653	0	\$0.00
		G001	851	0	\$17.39
		G002	852	537	\$588.91
				<b>Bill Total:</b>	<b>\$606.30</b>
4/22/2008	5/8/2008	E001	653	6000	\$452.50
		G002	852	192	\$221.83
				<b>Bill Total:</b>	<b>\$674.33</b>

Account Number	Status	Type	Customer Name	Service Address	Cycle
5/14/2008	6/2/2008	E001	653	0	\$0.00
		G001	851	0	\$17.39
		G002	852	92	\$128.64
<b>Bill Total:</b>					<b>\$146.03</b>
5/21/2008	6/9/2008	E001	653	5200	\$397.75
		G002	852	65	\$96.00
<b>Bill Total:</b>					<b>\$493.75</b>
6/13/2008	7/1/2008	E001	653	2200	\$196.43
		G001	851	0	\$17.39
		G002	852	2	\$20.19
<b>Bill Total:</b>					<b>\$234.01</b>
7/16/2008	8/1/2008	E001	653	3200	\$283.01
		G001	851	0	\$17.39
		G002	852	0	\$17.39
<b>Bill Total:</b>					<b>\$317.79</b>
8/14/2008	9/2/2008	E001	653	3800	\$341.40
		G001	851	0	\$17.49
		G002	852	0	\$17.49
<b>Bill Total:</b>					<b>\$376.38</b>
9/15/2008	10/1/2008	E001	653	0	\$0.00
		G001	851	0	\$17.36
		G002	852	0	\$17.36
<b>Bill Total:</b>					<b>\$34.72</b>
9/20/2008	10/8/2008	E001	653	5800	\$510.24
<b>Bill Total:</b>					<b>\$510.24</b>
10/14/2008	10/30/2008	E001	653	0	\$0.00
		G001	851	0	\$17.49
		G002	852	0	\$17.49
<b>Bill Total:</b>					<b>\$34.98</b>

Account Number	Status	Type	Customer Name	Service Address	Cycle
10/21/2008	11/6/2008	E001	653	5400	\$441.91
		G002	852	28	\$70.56
<b>Bill Total:</b>					<b>\$512.47</b>
11/12/2008	12/2/2008	E001	653	4600	\$374.99
		G001	851	99	\$184.48
		G002	852	95	\$178.03
<b>Bill Total:</b>					<b>\$737.50</b>
<b>Total Billed:</b>					<b>\$37,287.95</b>

Usage Summary

Utility Type	Total Units	Total Billed
E001	175400	\$13,729.23
G001	191	\$873.47
G002	22323	\$22,685.25

# **EXHIBIT B**

Meter Subsystem - Production

File Admin Security Gas Electric Transformer Misc Reports GoTo Window Help

Maintenance - Gas Service

Meter: 260161 Transaction Date: 05/26/1989 Slit Code: INSTALLED  
ERT: ERT Slit Code: ERT Install Date: 00/00/0000 Prev ERT:

Service Information

District: 09 Route: 018 Premise: 0000000478 IC: 001 Master Meter: No  
Street No: 421 Street: W MARKET Apt: Lot:  
City: LOUISVILLE State: KY Zip: 40202  
Location: C CELLAR/BASEMENT Double Index: No  
Seal No: 9999 Seal OK: Yes Seal OK Date: 00/00/0000

Installation and Removal

Installer: 040 2910 Tran Code: Pending No: Service/Rate: 8 51  
Install Reading: 4659 Tax District: 19 Status: Reason: On/Off:  
Removal Reading: Stop Box: Families: Reason Removed:

Regulator Information

Regulator: No Bypass: Meter Pressure (lbs oz): 04  
Date Regulator Installed: 01/01/0001 Regulator Last Checked Date: 00/00/0000  
Dept: Emp:  
Regulator Serial Number: Regulator For Pressure Type:  
Manufacturer: Model: Orifice Size:  
Regulator Location: Vent Tubing Size: .00  
Internal Relief: Passed Lock-up Test: Relief Vent Clear:  
Change Reason:

Updated by: KEL0071 on: 05/30/1989

ERT Number [ert\_no]

**Meter Subsystem - Production**

File Admin Security Gas Electric Transformer Misc Reports GgTo Window Help

Exit Help New First Previous Next Last Find Print Close All Delete Save

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**Maintenance - Gas Service**

Meter: 260161 Transaction Date: 08/22/2007 Stix Code: R REMOVED  
 ERT: ERT Stix Code: ERT Install Date: 00/00/0000 Prev ERT:

**Service Information**

District: 09 Route: 018 Premise: 0000000478 IC: 001 Master Meter: No  
 Street No: 421 Street: W MARKET Apt: Lot:  
 City: LOUISVILLE State: KY Zip: 40202  
 Location: C CELLAR/BASEMENT Double Index: No  
 Seal No: 9999 Seal OK: Yes Seal OK Date: 00/00/0000

**Installation and Removal**

Installer: 345 0107 Tran Code: MC Pending No: Service/Rate: B 51  
 Install Reading: 4659 Tax District: 19 Status: Reason: On/Off:  
 Removal Reading: 001719 Stop Box: Families: Reason Removed: CAT

**Regulator Information**

Regulator: No Bypass: No Meter Pressure (lbs oz): 04  
 Date Regulator Installed: 01/01/0001 Regulator Last Checked Date: 00/00/0000  
 Dept: Emp:  
 Regulator Serial Number: Regulator For Pressure Type:  
 Manufacturer: Model: Orifice Size:  
 Regulator Location: Vent Tubing Size: 00  
 Internal Relief: Passed Lock-up Test: Relief Vent Clear:  
 Change Reason:

Updated by: GMDAS on: 08/23/2007

ERT Number [ert\_no]

**Meter Subsystem - Production**

File Admin Security Gas Electric Transformer Misc Reports GoTo Window Help

Exit Help New First Previous Next Last Find Print Close All Delete Save

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**Maintenance - Gas Test** Save

Co. Number: 260161 Mfg. Number: 2714891 Last Install Year: 1989 Location: SHOP  
Reason: CUSTOMER ACCOUNTING TEST Six Code: J JUNKED

**In Test**

Check & Test Date: 08/28/2007 Prover: 043 1231 In Reading: 001719  
Size Code: 024 175EMCO 00175 Test Code: R PERIODIC 10 YEAR  
Stuck/Fail/Notest: Open Proof: -700 Check Proof: 1 100 Over 2% Fast: N  
Average As Found: 0.200 Junk: Yes Retire Code: 0 Obsolete  
In Test Comments: meter ok

**Out Test**

Check & Test Date: 00/00/0000 Prover: Out Reading:  
Average As Left: 0 Open Proof: 000 Check Proof: 000  
Repair Code: NOT ASSIGNED Repairman:  
Out Test Comments:  
Leak Test: Yes Hi/Low Test: Yes

Updated By: GMDAS on: 08/28/2007

Save Changes