

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC INVESTIGATION OF	)	
JURISDICTIONAL STATUS OF LINDSEY	)	CASE NO.
ENTERPRISES, LLC AND OF ITS COMPLIANCE	)	2023-00207
WITH KRS CHAPTER 278, 807 KAR CHAPTER	)	
005, AND 49 CFR PARTS 191 AND 192	)	

ORDER

On June 27, 2023, the Commission, on its own motion, opened an investigation into the jurisdictional status of Lindsey Enterprises, LLC (Lindsey Enterprises).<sup>1</sup> The Commission was made aware of complaints to the Office of the Attorney General concerning the termination of natural gas service to customers of Lindsey Enterprises in the Fords Branch area of Pike County, Kentucky. Additionally, the Commission received a copy of the letter sent by Lindsey Enterprises to a customer identifying the service provided to this customer as “farm tap gas service.” The Commission has no record of approving farm tap rates to be charged by Lindsey Enterprises. Lindsey Enterprises has responded to two requests for information.<sup>2</sup>

Pursuant to KRS 278.250, the Commission may, in the performance of its duties, investigate and examine the condition of any utility subject to its jurisdiction. Further, KRS 278.250 provides that “[i]n conducting such investigation, the commission may

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<sup>1</sup> Order (Ky. PSC June 27, 2023).

<sup>2</sup> Lindsey Enterprises’ Response to Commission Staff’s First Request for Information (filed Nov. 22, 2023); Lindsey Enterprises’ Response to Commission Staff’s Second Request for Information (filed May 31, 2024).

proceed with or without a hearing as it deems best but shall make no order without giving a hearing to the parties affected thereby.”

On its own motion, the Commission finds that Lindsey Enterprises should clarify whether it waives a hearing in this matter and requests that the Commission render a final decision on the written record.

IT IS HEREBY ORDERED that within 14 days of service of this Order, Lindsey Enterprises shall file either a motion requesting a hearing, or a written notice waiving a hearing and requesting a decision based upon the written record.

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PUBLIC SERVICE COMMISSION

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Chairman

*John W. Stacy*  
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Commissioner

*Maylat Rogers*  
\_\_\_\_\_  
Commissioner

Chair Angie C. Hatton did not participate in the deliberations or decision concerning this case.



ATTEST:

*Linda C. Bridwell*  
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Executive Director

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