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DEC 07 2023

PUBLIC SERVICE
COMMISSION

CASE NO. 2023-00288

Lesley Vowels 1153 Ellerholt Court Louisville KY 40211

Vs.

Louisville Gas and Electric

RE: Order December 1, 2023

Case# 2023-00288

*** **

NOTICE – MOTION TO STAY

Please take Notice, I have filed a Notice of Appeal and Motion to Stay as of December 07, 2023 with the Public Service Commission via email at PSCED@ky.gov, as I disagree the investigation is complete.

MOTION FOR STAY

Plaintiff moves this court to grant a Motion to Stay for services with Louisville Gas and Electric services at 1153 Ellerholt Court Louisville KY 40211 pending the results of this appeal.

FACTS

- ❖ **December 01, 2023:** Public Service Commission filed an order for Case# 2023-00288
- ❖ **December 07, 2023:** I have filed Notice of Appeal establishing this case is still open with the Public Service Commission at PSCED@ky.gov on December 07, 2023.

- ❖ **December 15, 2023: LGE is threatening disconnection for** this bill of \$1474.30 from the year 2013 at address of 3330 Bohannon Ave. Louisville KY 40215, this is a separate address they are trying to disconnect from at 1153 Ellerholt Court Louisville, KY 40211.
- ❖ **Disability Discrimination:** I am disabled, and the Winter Months are November through March. The Americans with Disabilities Act (ADA) prohibits discrimination against people with disabilities and guarantees equal opportunities for individuals with disabilities in employment, transportation, public accommodations, state and local government services, and telecommunications.

Argument

- ❖ **Disagree with PSC Order:** The Public Service Commission advised their investigation was complete in their most recent Order on December 01, 2023, stating I did not present prima facie evidence. I believe their investigation is incomplete as the Public Service Commission did not complete the investigation as they did not investigate PNC's legal reason my provisional credit was final after PNC's investigation. I believe this missing information from PNC would establish prima facie evidence to the Public Service Commission that I do not owe LGE \$1474.30. Dispute Resolution Specialist Taylor Freeman [REDACTED] has not responded to my request for this information
- Customer Bill of Rights:** LGE's and Public Service Commission's Customer Bill of Rights states "THE UTILITY WILL NOT DISCONTINUE YOUR SERVICE if you have a billing complaint pending before the Commission as long as you pay the undisputed amount of your bill and continue to pay your regular monthly bills." This case is still as of December 07, 2023.
- ❖ **Impact of Disconnection:** Plaintiff is unable to obtain services at any other business therefore it would be detrimental for LGE to disconnect the plaintiff during winter months November through March as I am disabled. Yet, there is no impact to the defendant to continue service as my current address of 1153 Ellerholt Court Louisville, KY 40211, is current since November 2022.
- ❖ **Motion to Stay pending appeal:** I request a Motion to stay pending the outcome of the appeal.

Certificate of Service to the following.

I hereby certify that a true copy of the foregoing was delivered via email to the Public Service Commission at PSCED@ky.gov this 7th Day of December 2023.

CASE NO. 2023-00288

Lesley Vowels 1153 Ellerholt Court Louisville KY 40211

Vs.

Louisville Gas and Electric

RE: Public Service Commission Order Case# 2023-00288

Notice of Appeal Date: December 07, 2023

*** **

NOTICE OF APPEAL

Please Notice This is my Notice of Appeal regarding Case 2023-00288 from PSC Order on December 01, 2023.

The Public Service Commission advised their investigation was complete, stating I did not present prima facie evidence. However, I believe their investigation is incomplete as they did not investigate PNC's reason, they finalized the provisional credit of \$1474.30 as it would establish prima facie evidence that I do not owe LGE \$1474.30.

I will provide my Perfected Statement of Appeal to the Public Service Commission and Circuit Court of Appeals with additional proof by January 07, 2024. Disconnection would be detrimental for the plaintiff yet no impact to the defendant to continue service. As the plaintiff is disabled, and the winter months are November through March.

Certificate of Service to the following.

I hereby certify that a true copy of the foregoing was delivered via email to the Public Service Commission at PSCED@ky.gov. And via by hand to Circuit Court of Appeals this 7th Day of December 2023.