

**BEFORE THE TENNESSEE REGULATORY AUTHORITY**

**NASHVILLE, TENNESSEE**

**June 10, 2009**

**IN RE:**

**PETITION OF KENTUCKY UTILITIES COMPANY  
FOR APPROVAL OF ADJUSTMENT OF ITS  
ELECTRIC RATES, TERMS AND CONDITIONS  
OF SERVICE AND REVISED TARIFFS**

**DOCKET NO.  
09-00059**

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**ORDER GRANTING MOTION**

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This matter originally came before the Hearing Officer of the Tennessee Regulatory Authority ("TRA") at a Status Conference held on June 3, 2009. Counsel for the Petitioner made an oral motion that the TRA waive the requirements of TRA Rule 1220-4-1-.05 to the extent that the rule requires the Petitioner to publish, in a newspaper of general circulation located in the utility's service area, a notice and a summary of the proposed changes in rates and the reasons for them. Counsel proposed the following alternative method of notification: (1) a letter sent by first class mail directly to each of its five customers in Tennessee containing the required information, and (2) a letter containing the required information enclosed with each customer's bill. The Hearing Officer granted this motion, and then requested that it be memorialized for the record.

On June 8, 2009, the Petitioner filed its written Motion, which slightly modified the oral motion. Because the customers' meter reading and billing cycle fall too close to the scheduled hearing, the Petitioner is concerned that the bill insert will not be delivered in a timely manner; therefore, it proposes to provide only a letter sent by first class mail directly to each of its five

customers in Tennessee containing the required information. As this method of notification is likely more effective notice to customers than publication, and is more cost effective for the Petitioner, the Hearing Officer finds that good cause has been shown to waive the publication requirements contained in TRA Rule 1220-4-1-.05, provided that individual notices are timely sent to each customer via first class mail and a copy of such notice is filed with the TRA.

The Hearing in this matter is scheduled to begin immediately following the 1:00 pm regularly scheduled Authority Conference on June 29, 2009, and the Petitioner shall provide such information as well as the TRA's address in the individual notices to its Tennessee customers.

**IT IS THEREFORE ORDERED THAT:**

The Petitioner's Motion to waive the publication requirements contained TRA Rule 1220-4-1-.05 and substitute an alternative method of notification as provided herein is granted.

A handwritten signature in black ink, appearing to read "G. Hotvedt", written over a horizontal line.

Gary Hotvedt, Hearing Officer