

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

VIVIAN HOLBROOK

COMPLAINANT

v.

ASHLAND EXPLORATION, INC.

DEFENDANT

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) CASE NO. 94-317
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O R D E R

On September 26, 1994, Ashland Exploration, Inc. ("Ashland Exploration") filed a letter, which the Commission shall treat as a motion, requesting an extension of time within which to respond to the Commission's September 14, 1994 Order. According to Ashland Exploration, the complaint does not meet the jurisdictional prerequisites of 807 KAR 5:001(12) because it fails to include: Ashland Exploration's address; a full and complete description of the act complained and a reference to the particular law violated; and, the signature of the complainant. Ashland Exploration further states service of the complaint was defective because it was served on an Engineering Technician in the local office instead of an officer of the company or Ashland Exploration's registered agent.

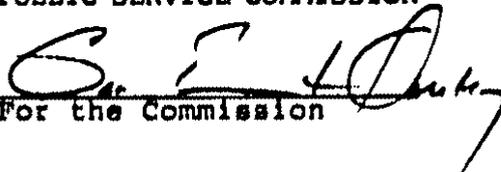
After consideration of the arguments put forth by Ashland Exploration, the Commission finds that a proper complaint has been filed and the requirements of 807 KAR 5:001(12) have been met. The Commission further finds that service upon the Engineering

Technician was proper since this is the person Ashland Exploration has designated to receive copies of all regulatory correspondence and notices sent by this Commission. Ashland Exploration may at any time change this designation by notifying the Commission, in writing, of its designee.

IT IS THEREFORE ORDERED that Ashland Exploration shall have 10 days from the date of this Order within which to either satisfy the complaint or file an answer.

Done at Frankfort, Kentucky, this 11th day of October, 1994.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:


Executive Director