

Edgar Filing: PPL CORP - Form 8-K

PPL CORP
Form 8-K
July 17, 2001

SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

FORM 8-K

CURRENT REPORT

Pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934

Date of Report (Date of earliest event reported): July 10, 2001

PPL Corporation

(Exact Name of Registrant as Specified in Its Charter)

Pennsylvania	1-11459	23-2758192
-----	-----	-----
(State or other jurisdiction of Incorporation)	(Commission File Number)	(IRS Employer Identification No.)

Two North Ninth Street, Allentown, Pennsylvania 18101-1179

(Address of principal executive offices)

Registrant's Telephone Number, including Area Code: (610) 774-5151

PPL Montana, LLC

(Exact Name of Registrant as Specified in Its Charter)

Delaware	333-50350	54-1928759
-----	-----	-----
(State or other jurisdiction of Incorporation)	(Commission File Number)	(IRS Employer Identification No.)

303 North Broadway, Suite 400, Billings, Montana 59101

(Address of principal executive offices)

Registrant's Telephone Number, including Area Code: (406) 869-5100

Edgar Filing: PPL CORP - Form 8-K

ITEM 5. OTHER EVENTS

On June 26, 2001, the Montana Public Service Commission (MPSC) issued an order (MPSC Order) in which it found that The Montana Power Company (MPC) must continue to provide electric service to its customers at tariffed rates until its transition plan under the Montana Electricity Utility Industry Restructuring and Customer Choice Act is finally approved, and that purchasers of generating assets from MPC must provide electricity to meet MPC's full load requirements at prices to MPC that reflect costs calculated as if the generation assets had not been sold. PPL Montana, LLC, a subsidiary of PPL Corporation, purchased MPC's interest in two coal-fired plants and 11 hydroelectric units in 1999.

On July 10, 2001, PPL Montana announced that it had filed a complaint against the MPSC with the U.S. District Court in Helena, Montana, challenging the MPSC Order. In its complaint, PPL Montana asserted, among other things, that the Federal Power Act preempts states from exercising regulatory authority over sale of electricity in wholesale markets, and requested the court to declare the MPSC action preempted, unconstitutional and void. In addition, the complaint requested that the MPSC be enjoined from seeking to exercise any authority, control or regulation of wholesale sales from PPL Montana's generating assets. A copy of the press release is attached hereto as Exhibit 99.1 and is incorporated herein by reference.

In an unrelated matter, on July 13, 2001, PPL Montana filed an action in state court and a responsive pleading in federal court, both related to a breach of contract by Energy West Resources, Inc. (Energy West), a Great Falls, Montana-based energy aggregator. In the federal action, PPL Montana requested that the court refrain from issuing a preliminary injunction and lift a temporary restraining order that had been issued on July 6, 2001, prohibiting PPL Montana from seeking to terminate the contract under which it supplies energy to Energy West. In the state action, PPL Montana is seeking a judgment that Energy West violated the terms of the supply contract and should pay damages of at least \$7.5 million. A copy of a press release regarding these matters is attached hereto as Exhibit 99.2 and is incorporated herein by reference.

PPL Montana is unable to predict the ultimate effect of the MPSC order or the outcome of these actions.

ITEM 7. FINANCIAL STATEMENTS AND EXHIBITS

(c) Exhibits

99.1 Press Release, dated July 10, 2001, regarding claims by PPL Montana, LLC relating to certain action by the MPSC.

99.2 Press Release, dated July 13, 2001, regarding a claim by PPL Montana, LLC against Energy West, relating to an energy supply contract.

SIGNATURE

Pursuant to the requirements of the Securities Exchange Act of 1934, the

Edgar Filing: PPL CORP - Form 8-K

Registrants have duly caused this report to be signed on their behalf by the undersigned hereunto duly authorized.

PPL CORPORATION

By: /s/ James E. Abel

James E. Abel
Vice President - Finance and Treasurer

PPL MONTANA, LLC

By: /s/ Paul A. Farr

Paul A. Farr
Vice President, Chief Financial Officer
and Assistant Secretary

Dated: July 17, 2001