

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF MURRAY NO. 3 WATER DISTRICT ) CASE NO.  
FOR AN ORDER APPROVING A TRANSFER OF ) 2014-00291  
OWNERSHIP AND CONTROL )

ORDER

Murray No. 3 Water District (“Murray Water District”) and the city of Murray, Kentucky (“Murray”) (collectively “Joint Applicants”) submitted an amended joint application to transfer ownership and control of Murray Water District, a jurisdictional utility, to Murray that was deemed filed on September 17, 2014. Pursuant to KRS 278.020(6), the Commission must approve or deny the application within 60 days of its filing unless it is necessary, for good cause, to extend the application for an additional 60 days. Accordingly, the Commission must, no later than November 16, 2014, issue a final decision on the application or continue the matter.<sup>1</sup>

On September 26, 2014, Commission Staff issued an Initial Request for Information (“Staff’s Initial Request”) to the Joint Applicants. On October 23, 2014, the Joint Applicants moved the Commission for an extension of time in which to file their responses to Staff’s Initial Request. In support of their motion, the Joint Applicants state that key staff members who possess the requested information are temporarily absent and thus an extension of time is necessary pending the return of those staff members.

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<sup>1</sup> Sixty days from the date of filing is Sunday, November 16, 2014. Pursuant to 807 KAR 5:001, Section 4(7)(b), “[t]he last day of the period so computed shall be included, unless it is a Saturday, a Sunday...in which event the period shall run until the end of the next day that is not a Saturday, a Sunday, a legal holiday, or other day commission offices are legally closed.” Therefore, the deadline would be Monday, November 17, 2014.

Joint Applicants further state that additional time is needed to research and obtain Murray Water District's certificate of existence from Calloway County Fiscal Court records. For these reasons, Joint Applicants state that a 30-day extension of time is necessary to file their responses to Staff's Initial Request.

The Commission, having considered the Joint Applicants' motion, finds that good cause exists to grant the Joint Applicants an extension of time in which to file their responses to Staff's Initial Request. However, it now appears that the Joint Applicants no longer require the full 30 days as, subsequent to filing the motion, Commission Staff obtained a copy of Murray Water District's certificate of existence and notified the joint applicants that they no longer needed to provide it. The Commission finds that the Joint Applicants should file their responses to the remaining items in the Staff's Initial Request no later than November 14, 2014.

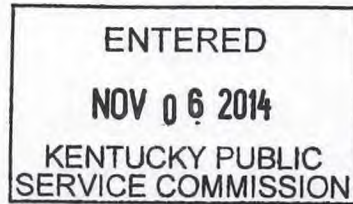
Based upon the Joint Applicants' request for additional time to file their responses to Staff's Initial Request, the Commission finds that additional time will be necessary to evaluate the proposed transfer, and that our review cannot be completed within 60 days of the application's acceptance for filing. Therefore, good cause exists to extend the review period. The Commission, on its own motion and pursuant to KRS 278.020(6), finds that the Joint Applicants' application is continued for a period of time not to exceed an additional 60 days from the filing of the application, up to and including January 15, 2015.

IT IS THEREFORE ORDERED that:

1. The Joint Applicants' motion for an extension of time is granted in part and their responses to Staff's Initial Request shall be filed no later than November 14, 2014.

2. The period of time for the Commission to approve or deny the Joint Applicants' application is extended for an additional 60 days, up to and including January 15, 2015.

By the Commission



ATTEST:

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