

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PROPOSED ADJUSTMENT OF THE)
WHOLESALE WATER SERVICE RATES OF) CASE NO. 98-131
THE CITY OF EVARTS, KENTUCKY)

ORDER

On March 18, 1998, the Commission suspended a proposed revision to the rate that the City of Evarts, Kentucky ("Evarts") charges Black Mountain Utility District for wholesale water service. The Commission further directed that Evarts submit within 30 days the information required by Administrative Regulation 807 KAR 5:001, Section 10. Upon Evarts' motion, the Commission twice extended the time period for the submission of this material. In its Order of July 16, 1998, the Commission advised Evarts that failure to submit the required information in a timely manner would constitute grounds for denial of the proposed rate adjustment. Evarts subsequently moved for an additional extension of time. On August 3, 1998, it submitted a response to the Order of March 18, 1998.

Having reviewed Evarts' Motion and Response, the Commission finds that:

1. The Commission has allowed Evarts four months to comply with its Order of March 18, 1998.
2. Evarts' Response, filed with the Commission on August 3, 1998, is not responsive to the Commission's Order of March 18, 1998. It fails to provide the information and documents that Administrative Regulation 807 KAR 5:001, Section 10, requires.

3. Given the time requirements set forth in KRS 278.190(5), further extensions would deprive the Commission of adequate time to review Evarts' proposed rate adjustment.

4. Evarts' proposed rate adjustment should be denied without prejudice.

5. If Evarts wishes assistance in preparing applications for further rate adjustments to its wholesale water rate, it should contact the Commission's Executive Director and request the assistance of Commission Staff.

IT IS THEREFORE ORDERED that:

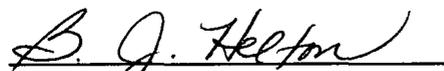
1. Evarts' Motion for Extension of Time to comply with the Commission's Order of March 18, 1998 is denied.

2. Evarts' proposed adjustment to its wholesale water service rate is denied without prejudice.

3. Upon Evarts' written request and to the extent appropriate, Commission Staff shall assist Evarts in the preparation of any future wholesale water rate adjustment.

Done at Frankfort, Kentucky, this 3rd day of September, 1998.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director