

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

NORTH MERCER WATER DISTRICT)	
_____)	CASE NO.
)	2016-00310
ALLEGED FAILURE TO COMPLY)	
WITH COMMISSION ORDERS AND)	
807 KAR 5:001, SECTION 20(6))	

ORDER

On September 9, 2016, the Commission entered an Order that initiated this investigation into North Mercer Water District's ("North Mercer") failure to file an answer to the allegations set forth in the Complaint by Ronald D. McGinnis in Case No. 2016-00154,¹ and scheduled a hearing to show cause for this failure on October 13, 2016. North Mercer then filed a motion to schedule an Informal Conference ("IC"), among other requests, on September 22, 2016.

On September 28, 2016, an Order was entered by the Commission granting an IC and an IC was held between North Mercer and Commission Staff on September 29, 2016. At the IC, Commission Staff and North Mercer discussed North Mercer's failure to answer the Complaint in Case No. 2016-00154 and the possibility of a settlement offer from North Mercer to resolve this case. On October 10, 2016, North Mercer subsequently filed its Request for Acceptance of Admission of Failure to File an Answer as Required by Commission Order Dated June 10, 2016 ("Request") acknowledging

¹ Case No. 2016-00154, Ronald D. McGinnis vs. North Mercer Water District, (Ky. PSC Apr. 21, 2016).

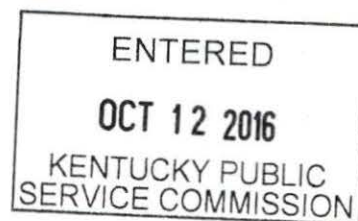
North Mercer's failure to answer or respond to the Complaint in Case No. 2016-00154, offering \$500.00 as penalty for its failure, and tendering a check in the amount of \$500.00.

Based on North Mercer's Request and being otherwise sufficiently advised, the Commission finds that North Mercer's offer and tender of \$500.00 in settlement of Case No. 2016-00310, for failure to answer or respond to the Complaint in Case No. 2016-00154, should be accepted in full settlement of this case. The Commission further finds good cause to cancel the hearing scheduled for October 13, 2016.

IT IS HEREBY ORDERED that:

1. North Mercer's offer and tender of \$500.00 for failure to file an answer in Case No. 2016-00154 is accepted in full settlement of Case No. 2016-00310.
2. The hearing scheduled for October 13, 2016, is cancelled.
3. This case is closed and removed from the Commission's docket.

By the Commission



ATTEST:


Executive Director

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