

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

W. ROGERS COMPANY)	
)	
_____)	CASE NO.
)	2019-00451
ALLEGED VIOLATION OF UNDERGROUND)	
FACILITY DAMAGE PREVENTION ACT)	

ORDER

On December 19, 2019, the Commission ordered W. Rogers Company to submit, within 20 days of receipt of the Commission's Order, a written response to the allegations contained in the Staff Incident Report for Incident 32068, which was attached as an Appendix to the Commission's Order. On February 4, 2020, the Commission further ordered W. Rogers Company to appear at a hearing to be held in this matter on March 27, 2020, at 9 a.m. Eastern Daylight Time in the Richard Raff Hearing Room (Hearing Room 1) of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky.

On February 3, 2020, the Commission received a check in the amount of \$250 for payment of Incident 32068. A copy of the receipt for that payment is attached to this Order as an Appendix.

The Commission finds that W. Rogers Company has addressed to its satisfaction the probable violation cited by Staff in the Incident Report. The Commission further finds the Commission's investigation of this incident should be closed and the March 27, 2020 hearing should be canceled.

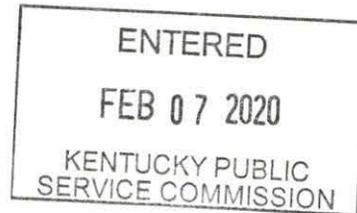
IT IS THEREFORE ORDERED that:

1. W. Rogers Company's payment of Staff's proposed penalty is accepted and resolves the alleged violation that was the subject of the Incident Report.
2. W. Rogers Company's payment of Staff's proposed penalty is not an admission by W. Rogers that it willfully violated any provision of KRS Chapter 367 or any administrative regulation promulgated pursuant thereto.
3. The Commission's investigation of this incident is closed and the March 27, 2020 hearing is canceled.
4. This case is closed and removed from the Commission's docket.

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By the Commission

Commissioner Talina Mathews did not participate in this case.



ATTEST:

A handwritten signature in blue ink, appearing to be "W. C.", written over a horizontal line.

Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2019-00451 DATED FEB 07 2020

ONE PAGE TO FOLLOW

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RECEIPT OF PAYMENT

This is to acknowledge receipt of cashiers check 32654063 for \$250.00 payable to Kentucky State Treasurer on February 3, 2020 from W. Rogers Company. The check represents payment of penalty as set out in the Demand Letter of October 23, 2019 - Incident #32068.

A handwritten signature in blue ink, appearing to read 'K. Chandler', is written above a horizontal line.

Kent A. Chandler
Executive Director
Dated February 4, 2020

W. Rogers Company
649 Bizzell Dr.
Lexington, KENTUCKY 40510