

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PUBLIC SERVICE COMMISSION)
)
v.) CASE NO. 9222
)
ANDY PECK)

ORDER TO SHOW CAUSE

An investigation by the staff of the Public Service Commission and a complaint from Mr. J. C. Fletcher, Chairman of the McKinney Water District ("McKinney"), indicate that Mr. Andy Peck is operating a water line which serves eight residences. Apparently Mr. Peck purchases water from McKinney and sells that water to those eight residences for a monthly charge.

KRS 278.010(3)(d) defines utility as a person "...diverting, developing, pumping, impounding, distributing or furnishing water to or for the public, for compensation...."

In order to determine if Mr. Peck is acting as a utility and as such is subject to the jurisdiction of the PSC, IT IS ORDERED that Mr. Andy Peck is to appear at a hearing on December 12, 1984, at 10:00 A.M., Eastern Standard Time, at the offices of the Public Service Commission, 730 Schenkel Lane, Frankfort, Kentucky, to present evidence on the nature of his water sales and whether those sales, if they exist, constitute regulated activities subject to the jurisdiction of this Commission.

Done at Frankfort, Kentucky, this 27th day of November, 1984.

PUBLIC SERVICE COMMISSION

Richard D. Hemmick
Chairman

Richard D. Hemmick
Vice Chairman

Sam Shultz
Commissioner

ATTEST:

Secretary