

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE VERIFIED APPLICATION AND PETITION OF)
E.P.S.S., INC. (FORMERLY E.P. SANITATION) CASE NO. 91-101
COMPANY, INC.), TO REVISE RATES)

O R D E R

E.P.S.S. Inc. ("E.P.S.S."), having moved for a deviation from Commission Regulation 807 KAR 5:071, Section 3(2)(a), and the Commission finding that E.P.S.S.'s good faith efforts to obtain a third-party beneficiary agreement have been unsuccessful and that failure to grant the requested deviation would impose a severe financial hardship upon the utility,


IT IS HEREBY ORDERED that:


1. E.P.S.S. is granted a deviation from Commission Regulation 807 KAR 5:071, Section 3(2)(a).
2. E.P.S.S. shall continue its efforts to obtain a third-party beneficiary agreement and shall submit to the Commission a written report on its efforts within 60 days of the date of this Order.
3. E.P.S.S.'s application shall be considered as filed as of April 16, 1991.

Done at Frankfort, Kentucky, this 14th day of May, 1991.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director