

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

DOVIE SEARS, et al.	)	
	)	
COMPLAINANT	)	
V.	)	CASE NO. 91-277
	)	
SALT RIVER WATER DISTRICT	)	
and	)	
KENTUCKY TURNPIKE WATER DISTRICT	)	
	)	
RESPONDENTS	)	

O R D E R

This matter arises upon the August 8, 1991 filing of a complaint by certain ratepayers of Salt River Water District ("Complainants"). On August 15, 1991, the Commission entered an Order to satisfy or answer directing Salt River Water District ("Salt River") and Kentucky Turnpike Water District ("Kentucky Turnpike") to satisfy or answer the complaint. The Answer of Kentucky Turnpike was filed August 28, 1991 by counsel for Kentucky Turnpike; however, Salt River has not responded to the allegations contained in the complaint. On September 20, 1991, James Rice, Commissioner of Salt River Water District, filed a letter with the Commission requesting that the complaint be dismissed.

On August 29, 1991, the Complainants issued their first set of data and document request to Kentucky Turnpike Water District and on September 16, 1991 issued its first data request to Salt

River Water District. On September 26, 1991, the Complainants issued their second set of requests for data and documents to Kentucky Turnpike Water District. On September 25, 1991, the Complainants filed a motion to compel Salt River to furnish the data requested by the first interrogatory. The Commissioner of Salt River, James Rice, filed a response objecting to the data request propounded by the Complainants stating that Salt River would respectfully decline to give additional data to the Complainants unless specifically directed by the Public Service Commission. On October 17, 1991, the Complainants filed a supplement to their motion to compel, a request for a ruling, and an affidavit in support of their supplemental motion to compel. The Complainants have asked for a prompt ruling on their motion to compel. Finally, on October 21, 1991, the Complainants filed a motion to compel, motion for prehearing conference, and for investigation and audit by Commission Staff.

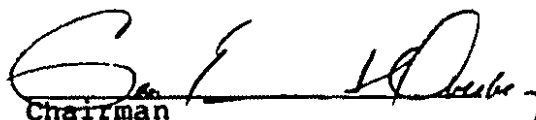
In the last two weeks, the Commission has received correspondence from various parties to this proceeding including Kentucky Infrastructure Authority regarding a proposed agenda for an informal conference ordered on November 26, 1991. Kentucky Infrastructure Authority has been granted full intervention in this proceeding and also granted leave to file a plan regarding possible solutions to Salt River's financial and operational problem. Inasmuch as the Commission has not entered a procedural schedule in this case and the parties have yet to have an opportunity to meet and discuss possible resolution of certain issues presented by the Complaint, the Commission finds it


appropriate to defer a ruling on the motions filed by the Complainants until after the parties have met in informal conference subject to renewal of those motions by the Complainants and any procedural schedule which the Commission may subsequently enter in this proceeding. The Complainants may choose to revive said motions or to withdraw those motions after the conference is held.

IT IS THEREFORE ORDERED that a ruling upon the various motions identified above filed by the Complainants in this proceeding shall be deferred by this Commission pending renewal of those motions by the Complainants after the informal conference or withdrawal of those motions pending a procedural order in this proceeding.

Done at Frankfort, Kentucky, this 25th day of November, 1991.

PUBLIC SERVICE COMMISSION

  
Chairman

  
Vice Chairman

\_\_\_\_\_  
Commissioner

ATTEST:

  
Executive Director