

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

CITY OF LAWRENCEBURG, KENTUCKY	)	
	)	
COMPLAINANT	)	
	)	
v.	)	CASE NO. 96-256
	)	
SOUTH ANDERSON WATER DISTRICT	)	
	)	
DEFENDANT	)	

O R D E R

On February 10, 1997, in response to a request from the Public Service Commission's Executive Director for a status update from both the City of Lawrenceburg ("City") and South Anderson Water District ("District"), the parties filed a joint letter advising that the latest settlement offer made by the City was being considered, and that if accepted, would resolve the issues presented to the Commission. According to the joint letter, the District's commissioners were to meet February 14, 1997, to review the matter and possibly take action on the City's proposal. The letter went on to request that the parties be given time to explore this latest proposal.

The complaint was filed on June 4, 1996. The District's initial response was filed on June 28, 1996. While a hearing was scheduled in this matter for September 18, 1996, due to a joint motion filed by the parties on August 14, 1996, requesting that the procedural schedule be suspended pending settlement discussions, and a subsequent response filed by the District on August 22, 1996, which also requested that the hearing

be rescheduled or continued generally, the Commission continued generally the hearing to be rescheduled at the Commission's discretion. The same Order also directed the parties to present a settlement to the Commission within 21 days, or a revised procedural schedule would be issued. A joint response to this Order was received by the Commission on September 19, 1996 which requested an additional 30 days. In reply, the Commission on October 10, 1996 gave all parties 10 days in which to file status reports. A joint response was received on October 22, 1996 which in essence requested until November 20, 1996 to conclude the parties' settlement negotiations. The Commission took no additional action at that time.

There having been no additional information filed by the parties since February 10, 1997, the Commission must assume that the matter remains unresolved. As a result, the hearing which was originally scheduled for September 18, 1996, but continued generally by Order of the Commission, should be rescheduled in order to facilitate a conclusion to this matter.

IT IS THEREFORE ORDERED that:

1. Each party shall, on or before May 6, 1997, serve upon the other party a written summary of the testimony of the witnesses who are expected to be called at the formal hearing, copies of all exhibits which will be used at the hearing regardless of whether they are to be introduced, and all preliminary motions and objections, except objections to exhibits. All exhibits shall be appropriately marked.
2. Copies of all documents served upon any party shall be served upon all other parties and simultaneously filed with the Commission.

3. A formal hearing in this matter shall be held on May 13, 1997, at 9:00 a.m., Eastern Daylight Time, in Hearing Room 2 of the Commission's offices at 677 Comanche Trail, Frankfort, Kentucky.

4. Any party desiring an informal conference prior to the formal hearing may make such a request by motion to the Commission. Such motion should state the intended purpose of the conference.

Done at Frankfort, Kentucky, this 3rd day of April, 1997.

PUBLIC SERVICE COMMISSION

  
For the Commission

ATTEST:

  
Executive Director