

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE JOINT PETITION FOR THE)
TRANSFER OF NORTHLAND) CASE NO. 97-510
SEWER CO. AND RESIDENTIAL)
CUSTOMERS AS PROVIDED)
BY 807 KAR 5:001)

O R D E R

Northland Sewer Company owned by A-1 Builders (hereinafter "Northland") and Dwight Stevens and Tom Osborne (hereinafter referred to as "Stevens/Osborne") jointly applied for Commission approval for Stevens/Osborne to acquire the assets of Northland.

Having considered the evidence of record and being otherwise sufficiently advised, the Commission finds that:

On January 27, 1998, the Commission entered an Order requesting information from applicants to supplement their original application. The information requested was to be filed with the Commission on February 6, 1998. The Commission was informed by applicants on Monday, February 9, 1998 that inclement weather in the area prevented the joint applicants from complying with the data request in a timely manner.¹ Applicants further advised that there were problems between the parties concerning the purchase and transfer of the sewer district that would require either a withdrawal of their application or an amendment. All parties of record were informed by letter on February 9, 1998 that a request to dismiss or, in the alternative, an amended application was to

¹ Commission staff received a telephone call from F. Reid Bell, who is agent for Stevens/Osborne.

be filed with the Commission prior to February 17, 1998. On February 17, 1998, the Commission received a letter from Tom Osborne requesting his withdrawal from the joint application and an amendment to the petition and response to the previous data request from Dwight Stevens and Northland Sewer Company owned by A-1 Builders, Inc. by and through its President, B. S. Correll, Sr.

IT IS THEREFORE ORDERED that:


1. The Commission acknowledges receipt of the letter of withdrawal by Tom Osborne and hereby accepts his withdrawal from the joint application this 17th day of February, 1998.

2. The Commission acknowledges receipt of, and accepts for filing, the Amended Application for Transfer of the Northland Sewer Company made by Dwight Stevens and Northland Sewer Company owned by A-1 Builders, Inc. by and through its President, B. S. Correll, Sr. this 17th day of February, 1998.

3. The Commission shall grant, modify, refuse or prescribe appropriate terms and conditions with respect to this Amended Application for transfer within 60 days from February 17, 1998, or on a later date mutually acceptable to the Commission and the acquirer.

Done at Frankfort, Kentucky, this 17th day of February, 1998.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director