

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

SPANISH COVE SANITATION, INC.)	
_____)	CASE NO. 97-107
)	
ALLEGED VIOLATION OF KRS 278.160)	

ORDER

Pursuant to the terms of an agreement resolving Spanish Cove Sanitation v. Public Service Commission, No. 98-CI-01563 (Franklin Circuit Ct. Ky.), the Commission HEREBY ORDERS that:

1. Ordering Paragraph 3 of the Commission s Order of October 12, 1998 is amended as follows:

3. Spanish Cove and Lawson shall each pay no later than March 29, 1999 their assessed penalties to the Commonwealth of Kentucky. Payment shall be in the form of a cashier s or certified check made payable to Treasurer, Commonwealth of Kentucky and shall be mailed or delivered to: Office of General Counsel, Public Service Commission of Kentucky, 730 Schenkel Lane, Post Office Box 615, Frankfort, Kentucky 40602.

2. Ordering Paragraph 4 of the Commission s Order of November 24, 1998 is amended as follows:

4. Spanish Cove shall adjust the bills of the customers listed in Table I to correct for improper billings. For customers who were overcharged, Spanish Cove shall by direct payment refund the excess amount charged no later than November 23, 1999. For customers who were undercharged, Spanish Cove shall issue a charge for the undercharged amount on its next billing. In making these

adjustments, Spanish Cove shall observe the limitations contained in KRS 278.225 and KRS 413.120(2).

3. All other provisions of the Commission's Orders of October 12, 1998 and November 24, 1998 are affirmed and remain in full force and effect.

Done at Frankfort, Kentucky, this 25th day of March, 1999.

By the Commission

ATTEST:

Executive Director