

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF CRITTENDEN-LIVINGSTON COUNTY)
WATER DISTRICT FOR A CERTIFICATE OF PUBLIC) CASE NO.
CONVENIENCE AND NECESSITY TO CONSTRUCT) 2001-200
AND FINANCE AN IMPROVEMENTS PROJECT)
PURSUANT TO KRS 278.020 AND 278.300)

O R D E R

On July 2, 2001, Crittenden-Livingston County Water District ("Crittenden-Livingston"), as part of its application for a certificate of public convenience and necessity to construct a waterworks improvement project and for approval of financing for the project, moved for permission to deviate from the requirements of Administrative Regulation 807 KAR 5:001, Sections 6(5), 6(7) and 6(9). As grounds for its motion, Crittenden-Livingston contends that compliance would subject it to the risk of losing the favorable bids it has received from contractors to perform the construction. Upon review of the application and the supporting information attached thereto, it appears to the Commission as follows:

This is an application by Crittenden-Livingston to construct and finance improvements to its water distribution system and to finance the construction with a loan from the Drinking Water State Revolving Fund. Commission regulations require Crittenden-Livingston to file as part of its application, a financial exhibit disclosing, among other things, the information specified in Administrative Regulation 807 KAR 5:001, Sections 6(5), 6(7) and 6(9). The regulation specifies that the information cover a 12-month period ending no more than 90 days prior to the filing of the application.

Crittenden-Livingston has requested to deviate from that requirement by substituting its detailed Balance Sheet, Statement of Revenue and Expenses, Statement of Changes in District Equity, Statement of Cash Flows and Notes to Financial Statements for the 12-month period ending December 31, 2000 filed with the application. This information is the most recent financial data available compiled by Crittenden-Livingston, and it avers that there has been no material change in its financial condition since December 31, 2000. Compiling new information as specified in the regulation will delay the commencement of the project and could result in losing the favorable bids received from the Crittenden-Livingston's contractors.

Having reviewed the financial information filed with the application and that incorporated by reference, the Commission finds that it is sufficient to adequately review Crittenden-Livingston's request and that there is good cause to deviate from the requirements of the regulation.

This Commission being otherwise sufficiently advised, IT IS HEREBY ORDERED that the request to deviate from the filing requirements of Administrative Regulation 807 KAR 5:001, Sections 6(5), 6(7) and 6(9), and to substitute the financial information filed with the application and that incorporated by reference is granted.

Done at Frankfort, Kentucky, this 24th day of July, 2001.

By the Commission

ATTEST:


Executive Director