

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JOINT APPLICATION OF BEREA COLLEGE AND)
THE CITY OF BEREA FOR AN ORDER) CASE NO.
AUTHORIZING THE TRANSFER OF UTILITY) 2004-00331
ASSETS PURSUANT TO KRS 278.020(5) AND (6))

O R D E R

On September 3, 2004, Berea College and the city of Berea ("Berea") (collectively "Joint Applicants") filed, pursuant to KRS 278.020(4) and (5), a joint application for Commission approval of the proposed transfer of Berea College utility assets to Berea.

KRS 278.020(5) requires the Commission to reach a final decision on the proposed acquisition within 60 days of the filing of the application unless it is necessary, for good cause, to continue the application. If good cause for an extension exists, the Commission may extend the review period for an additional 60 days.

The Commission finds that the public should be given an opportunity to comment on this transfer; therefore, the Commission finds that good cause exists to extend the review period an additional 60 days, that a public hearing should be scheduled, and that the Joint Applicants should publish notice of the hearing in a newspaper of general circulation in Berea College's service area.

IT IS THEREFORE ORDERED that:

1. The statutory time period for reviewing the proposed transfer is extended to 120 days, or January 3, 2005.
2. A public hearing shall be held on November 23, 2004 at 9:00 a.m., Eastern Standard Time, at the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky.
3. The Joint Applicants shall publish the following notice not less than 7 days nor more than 21 days prior to the public hearing in a newspaper of general circulation in its service areas or notice going to all customers.

A public hearing will be held on Tuesday, November 23, 2004, at 9:00 a.m., Eastern Standard Time, at the offices of the Kentucky Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky to examine the application for transfer of the utility assets of Berea College to the city of Berea. Individuals interested in attending this hearing and making public comment shall notify the Public Service Commission in writing of their intent to attend no later than November 19, 2004. If no notice of intent to attend is received by that date, this **hearing may be cancelled**. Written notice of intent to attend this hearing should be sent to: Beth O'Donnell, Executive Director, Kentucky Public Service Commission, P.O. Box 615, Frankfort, Kentucky 40602.

4. The Joint Applicants shall file with the Commission no later than November 18, 2004 an affidavit attesting to the publication.
5. The official record of the proceeding shall be by video only, unless otherwise requested by a party to this proceeding.

Done at Frankfort, Kentucky, this 12th day of October, 2004.

By the Commission

ATTEST:



Executive Director

Case No. 2004-00331