

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF BLACK MOUNTAIN UTILITY)
DISTRICT FOR AN ADJUSTMENT OF RATES) CASE NO. 2004-00379
PURSUANT TO THE ALTERNATIVE RATE FILING)
PROCEDURE FOR SMALL UTILITIES)

APPLICATION OF BLACK MOUNTAIN UTILITY)
DISTRICT TO ESTABLISH AND MODIFY) CASE NO. 2005-00001
CERTAIN NON-RECURRING CHARGES)

ORDER

On September 27, 2004, Black Mountain Utility District ("Black Mountain") applied to the Commission pursuant to Administrative Regulation 807 KAR 5:076 for authority to adjust its rates. The Commission docketed this case as Case No. 2004-00379. While its application was pending, Black Mountain sought to amend its application to establish certain non-recurring charges and to revise certain existing non-recurring charges.

Having reviewed Black Mountain's request to amend its application, the Commission finds that the request should be denied. The proposed amendment will create confusion and unnecessarily complicate the existing proceedings. We further find that a separate docket should be established to consider Black Mountain's request for the establishment and revision of certain non-recurring charges and that a copy of its request be filed in the record of that proceeding.

IT IS THEREFORE ORDERED that:

1. Black Mountain's request to amend its application for rate adjustment is denied.
2. Case No. 2005-00001 is established to consider Black Mountain's request for the establishment and revision of certain non-recurring charges.
3. A copy of Black Mountain's request to amend its application shall be filed in the record of Case No. 2005-00001.

Done at Frankfort, Kentucky, this 4th day of February, 2005.

By the Commission

ATTEST:



Executive Director

Case No. 2004-00379
Case No. 2005-00001