

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF MALLARD POINT DISPOSAL)	
SYSTEMS, INC. FOR AN ADJUSTMENT OF)	CASE NO.
RATES PURSUANT TO THE ALTERNATIVE RATE)	2005-00235
FILING PROCEDURE FOR SMALL UTILITIES)	

O R D E R

On June 20, 2005, Mallard Point Disposal Systems, Inc. ("Mallard Point") applied to the Commission seeking approval for an adjustment of rates pursuant to 807 KAR 5:076. Based upon its review of Mallard Point's application, the Commission finds, upon its own motion, that a procedural schedule should be established to ensure the orderly review of the proposed rates.

IT IS THEREFORE ORDERED that:

1. The procedural schedule set forth in Appendix A shall be followed.
2. a. All responses to requests for information shall be appropriately indexed. All responses shall include the name of the witness who will be responsible for responding to the questions related to the information provided, with copies to all parties of record and 8 copies to the Commission.
 - b. Each response shall be under oath or accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

c. A party shall make timely amendment to any prior response if it obtains information upon the basis of which it knows that the response was incorrect when made, or though correct when made is now incorrect in any material respect.

d. For any request to which a party refuses to furnish the requested information that party shall provide a written explanation of the specific grounds for its failure to furnish.

3. At any hearing in this matter, neither opening statements nor summarization of direct testimony shall be permitted.

4. The parties are hereby put on notice that the Commission does not look favorably upon motions for continuance. Accordingly, motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of compelling reasons.

5. All documents that this Order requires to be filed with the Commission shall be served upon all other parties.

6. Service of any document or pleading shall be made in accordance with Administrative Regulation 807 KAR 5:001, Section 3(7), and Kentucky Civil Rule 5.02.

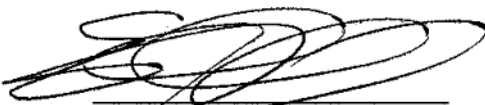
7. Mallard Point shall give notice of the hearing in accordance with the provisions set out in 807 KAR 5:011, Section 8(5). At the time publication is requested, Mallard Point shall submit a duplicate of the notice and request to the Commission.

8. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

Done at Frankfort, Kentucky, this 15th day of August, 2005.

By the Commission

ATTEST:

A handwritten signature in black ink, consisting of several overlapping loops and a long horizontal stroke at the end, positioned above a horizontal line.

Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2005-00235 DATED August 15, 2005

All requests for information to Mallard Point shall be served upon Mallard Point no later than..... 08/29/05

Mallard Point shall file with the Commission and serve upon all parties of record its responses to the supplemental requests for information no later than 09/12/05

A written report containing Commission Staff findings and recommendationS shall be filed with the Commission no later than..... 10/03/05

All parties shall carefully review the Commission Staff report, and file with the Commission their written comments on the report no later than..... 10/17/05

Last day for Mallard Point to publish notice of the hearing date Will be scheduled upon request

Public Hearing is to begin at 9:00 a.m., Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky, for the purpose of cross-examination of witnesses of Mallard Point and Intervenors Will be scheduled upon request

Parties may file written briefs with the Commission no later than Will be scheduled upon request