

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

KARL DAVID BRADLEY, JR.)	
)	
COMPLAINANT)	
)	
V.)	CASE NO. 2006-00163
)	
BATH COUNTY WATER DISTRICT)	
)	
DEFENDANT)	

ORDER

On April 13, 2006, Karl David Bradley, Jr. (“Complainant”) filed with the Commission a formal complaint against Bath County Water District (“Bath County”), requesting that Bath County be ordered to extend water service to the Leatherwood, Skidmore, and Slab Camp areas in Menifee County, which do not currently have water service. On May 23, 2006, Bath County filed a response to the complaint. Commission Staff issued data requests to both parties. Complainant and Bath County both fully responded to the requests in a timely manner. Additionally, upon the request of Commission Staff, the Executive Director of the Gateway Area Development District located in Owingsville, Kentucky, submitted information concerning water service to the area in question.

Having reviewed the evidence contained in the record and being otherwise sufficiently advised, the Commission finds that the record in this case is complete and is sufficient for the Commission to render its decision. As KRS 278.260 provides that the

Commission may not issue an Order affecting rates or service without a public hearing, we further find that the parties should be given 7 days from the date of this Order to request in writing an evidentiary hearing, stating in detail and with specificity what factual issues that are not contained in the record they intend to pursue at the hearing. If no requests are received, the matter will stand submitted to the Commission for a decision on the record without further Order.

IT IS THEREFORE ORDERED that:

1. Either party may, within 7 days of the date of this Order, file a written request for an evidentiary hearing stating in detail and with specificity what factual issues that are not contained in the record they intend to pursue at the hearing.
2. If no written request is filed within the allotted time, this case shall stand submitted for decision upon the existing record.

Done at Frankfort, Kentucky, this 13th day of November, 2006.

By the Commission

ATTEST:


Executive Director