

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

KENTUCKY-AMERICAN WATER COMPANY)	CASE NO. 2006-00197
CHANGE OF CONTROL)	

O R D E R

Kentucky-American Water Company (“Kentucky-American”) has advised the Commission in writing of its intent to file an application for Commission approval of the transfer of control of Kentucky-American and requests that electronic filing procedures be used for this proceeding. Having considered the request, the Commission finds that use of electronic procedures will assist in a thorough and efficient review of Kentucky-American’s application and should be instituted for this proceeding.

IT IS THEREFORE ORDERED that:

1. Unless the Commission requires otherwise, all parties to this proceeding shall, when submitting any pleading or other document in this proceeding, file with the Commission an original and one copy in paper medium and one copy in electronic medium.
2. Any document or pleading filed with the Commission shall continue to be served upon all parties in paper medium. 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.
3. Any party submitting written testimony in this proceeding shall file with such testimony a notice of filing that lists each witness presenting testimony.

4. All parties shall submit the electronic copy of any pleading or document to the Commission by uploading the document(s) using the Commission's Web Application Portal at https://psc.ky.gov/psc_portal/. All parties shall fully comply with the instructions for electronic transmission and uploading set forth at http://psc.ky.gov/agencies/psc/casefile/filing_instructions_web.pdf.

5. All parties shall make electronic submissions in the following manner:

a. All pleadings, documents and exhibits shall be submitted in portable document format ("PDF") and be capable of viewing with Adobe[®] Acrobat Reader.[™]

b. All electronic submissions in PDF format shall be search capable and shall be optimized for viewing over the Internet.

c. Any submitted documents that are scanned shall be scanned at a resolution no less than 200 dots per inch ("dpi") nor greater than 300 dpi.

d. The electronic version of each document shall, where appropriate, be bookmarked to distinguish sections of the document.

e. All requested spreadsheets in electronic submissions shall be in Microsoft[®] Excel 97 format, shall be self-contained, and shall not contain any linked references to or macro commands involving external files.

f. All electronic submissions shall include an introductory file in PDF format that is named "Read1st" and that contains a general description of the filing, a list of all materials not included in the electronic filing and a statement attesting that the electronically filed documents are a true representation of the original documents. The "Read1st" file and any other document that normally contains a signature shall include a

signature in electronic format. The electronic version of the cover letter accompanying the paper filing may be substituted for a general description.

g. All files shall be named in accordance with the naming conventions found at http://psc.ky.gov/agencies/psc/casefile/filing_instructions_web.pdf.

h. If the electronic submission does not include all documents contained in the paper version (e.g., confidential materials; materials that are too large or bulky to transfer by electronic medium), then the absence of these documents shall be noted in the "Read1st" document.

i. No electronic transmission or uploading session shall exceed 20 files or a total size of 100 megabytes. No individual file shall exceed 5 megabytes. If a party's submission will exceed these limitations, the party shall make its electronic submission in two or more consecutive electronic transmission or uploading sessions.

j. When submitting documents for which confidential treatment is sought, a party shall:

(1) Submit an original and a paper copy and an electronic copy of a petition requesting confidential treatment and setting forth the grounds pursuant to KRS 61.870 upon which the material should be classified as confidential and a copy of the material with those portions for which confidentiality is sought redacted.

(2) Submit a paper copy of the material in question which identifies by underscoring, highlighting with transparent ink, or other reasonable means only those portions which unless deleted would disclose confidential material and a CD-ROM containing an electronic version of such material with highlighting.

6. When filing any document with the Commission, any party participating in this case through electronic means shall certify that:

a. The electronic version of the filing is a true and accurate copy of the document(s) filed in paper medium.

b. The electronic version of the filing has been transmitted to the Commission.

c. The party has served, in paper medium, a copy of its filing upon all parties of record.

7. The Commission's Executive Director shall make all electronic filings available at http://psc.ky.gov/efs/EFS_Search.aspx for public viewing and downloading.

8. a. Within 5 days of the date of this Order, Kentucky-American shall notify the Commission in writing of the e-mail address to which all electronic notices and messages related to this proceeding should be served.

b. Each party granted leave to intervene in this proceeding shall, within 5 days of entry of the Order granting intervention, notify the Commission and all other parties of record in writing of the e-mail address to which all electronic notices and messages related to this proceeding should be served

9. Except as provided in paragraph 5k of this Order, when a party files a document or pleading with the Commission for which it has not filed an electronic copy, it shall file with the Commission the original document or pleading and 10 copies.

10. The instructions for electronic filing of documents set forth at http://psc.ky.gov/agencies/psc/casefile/filing_instructions_web.pdf are incorporated by

reference into this Order. To the extent that any portion of these instructions conflict with the provisions of this Order, the provisions of this Order shall control.

11. Any party serving a request for information upon another party to this proceeding shall at the time of service of that request also serve upon that party by electronic mail an electronic copy of its request. The electronic copy shall be in Microsoft® Word 97 format.

12. A document shall be considered timely filed with the Commission if it has been successfully transmitted in electronic medium to the Commission within the time allowed for filing. The original document, in paper medium, shall be filed at the Commission's offices on the next business day following the electronic filing. Parties shall attach to the top of such submission a paper copy of the electronic mail message from the Commission confirming transmission and receipt of its electronic submission.

13. Each party granted leave to intervene in this proceeding shall file a statement as to whether it, or its agent, is capable of receiving electronic transmissions, and whether it waives any right to service of Commission Orders by United States mail within 5 days of entry of the Order granting it intervention.

14. Any provision of this Order that conflicts with or is contrary to Administrative Regulation 807 KAR 5:001, the Commission authorizes a deviation from that administrative regulation for this proceeding.

Done at Frankfort, Kentucky, this 5th day of June, 2006.

By the Commission

ATTEST:



Executive Director