

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION FOR TRANSFER OF THE	)	
SEWER TREATMENT PLANT KNOWN AS THE	)	
SEWER TREATMENT PLANT SYSTEM NO. 1	)	
OF THE SOUTH HILLS SUBDIVISION SEWER	)	CASE NO. 2006-00166
TREATMENT SYSTEM IN THE NAME OF	)	
SCHLUETER BUILDING CO., INC. TO PRO	)	
MAN PROPERTY MANAGEMENT, LLC	)	

O R D E R

On June 23, 2006, Pro Man Property Management, LLC (“Pro Man”), a Kentucky Limited Liability Company, tendered, pursuant to Commission Staff’s request, a duly executed letter of credit dated June 22, 2006 from The Bank of Kentucky, as a third-party beneficiary, to meet the requirement of 807 KAR 5:071, Section 3(1)(a). However, that letter of credit was rejected because it was for a term of only 1 year. On September 27, 2006, Pro Man filed a letter of credit dated August 1, 2006 from Heritage Bank. The letter of credit met the requirement of 807 KAR 5:071, Section 3(1)(a),<sup>1</sup> and the Commission accepted it.

Pro Man has requested that the rejected letter of credit dated June 22, 2006 from The Bank of Kentucky be returned. The Commission finds that the filed original letter of

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<sup>1</sup> On August 28, 2006, the Commission approved the transfer to Pro Man of the Sewer Treatment Plant System No. 1 of the South Hills Subdivision Sewer Treatment System.

credit dated June 22, 2006 should be returned to Pro Man and that a true copy of that letter of credit should be retained in the record.

IT IS THEREFORE ORDERED that the original letter of credit dated June 22, 2006 from The Bank of Kentucky shall be returned to Pro Man and that a true copy of that letter of credit shall be retained in the record of this case.

Done at Frankfort, Kentucky, this 9<sup>th</sup> day of January, 2007.

By the Commission

ATTEST:

  
Executive Director