

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ALTERNATIVE RATE ADJUSTMENT FILING OF) CASE NO.
LOVELACEVILLE WATER WORKS) 2009-00180

O R D E R

On May 6, 2009, the Commission accepted for filing an application tendered by Dwaine Stigall and his wife, Debra Stigall, requesting authority to increase the rates of Lovelaceville Water Company (“Lovelaceville”), a sole proprietorship. Lovelaceville had for many years been owned by Paul McGowan and his wife, Barbara McGowan, but, on April 20, 2009, the Stigalls filed an application for authority to acquire Lovelaceville from the McGowans.¹ The Commission proceeded to review and investigate the Stigalls’ application for transfer of ownership of Lovelaceville concurrently with their application for a rate increase.

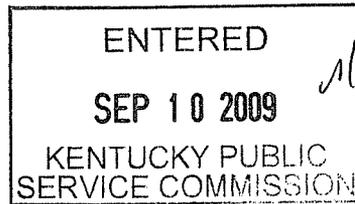
On July 27, 2009, the Stigalls filed in the transfer case a letter stating that they had decided to withdraw their request for authority to acquire Lovelaceville. Based on that letter, the Commission entered an Order on August 18, 2009 in the transfer case granting the Stigalls’ request to withdraw their application for authority to acquire Lovelaceville and finding that the McGowans continue to own and control Lovelaceville.

¹ Case No. 2009-00164, Application for Transfer of Ownership of Lovelaceville Water Works to Dwaine and Debra Stigall.

Based on the August 18, 2009 Order in Case No. 2009-00164 allowing the Stigalls to withdraw their application for authority to acquire Lovelaceville, the Commission finds that the Stigalls' pending application in this case to adjust the rates of Lovelaceville should also be dismissed. In the event that the McGowans, who own and control Lovelaceville, deem it necessary to request an increase in water rates, the McGowans should file a new application requesting a rate adjustment.

IT IS THEREFORE ORDERED that the pending application filed by Dwaine and Debra Stigall requesting authority to adjust the rates of Lovelaceville is dismissed and this case is closed and removed from the Commission's docket.

By the Commission



ATTEST:



Executive Director

Paul S McGowan
Owner
Lovelaceville Water Company
P. O. Box 109
Lovelaceville, KY 42060