

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF THE CITY OF WEST LIBERTY,)	
KENTUCKY FOR APPROVAL TO ACQUIRE)	CASE NO.
THE UTILITY ASSETS OF ELAM UTILITY)	2010-00302
COMPANY, INC. AND FOR APPROVAL OF A)	
MANAGEMENT AGREEMENT)	

O R D E R

The city of West Liberty, Kentucky ("West Liberty") tendered its application in this matter to the Commission on July 19, 2010. West Liberty's application falls within the Commission's jurisdiction under KRS 278.020, which requires that we adjudicate transfer applications within 60 days of their filing.¹ However, the Commission finds, based on the unique circumstances of this case, that we should attempt to expedite our review of the application and that a procedural schedule should be established to facilitate our review of the reasonableness of the proposed transfer. The procedural schedule is attached hereto as an Appendix to this Order and is incorporated herein.

IT IS THEREFORE ORDERED that:

1. The procedural schedule for processing the review of the proposed acquisition is attached hereto as an Appendix and shall be followed in this case.
2. Any document filed with the Commission shall be served on all parties of record, with ten copies to the Commission.

¹ The Commission may, upon a finding of good cause, extend the application for an additional 60 days. (KRS 278.020(6)).

3. All parties shall respond to any interrogatories or requests for production of documents that Commission Staff submits in accordance with the procedural schedule set forth in the Appendix.

4. a. Responses to requests for information shall be appropriately bound, tabbed and indexed and shall include the name of the witness responsible for responding to the questions related to the information provided.

b. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association or a governmental agency, be 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. Any party shall make timely amendment to any prior response if it obtains information which indicates 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 fails or refuses to furnish all or part of the requested information, that party shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

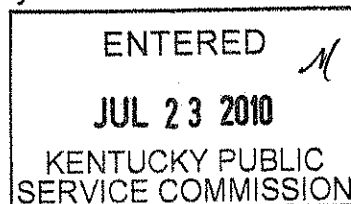
5. Motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

ATTEST:

for

Executive Director

By the Commission



APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2010-00302 DATED **JUL 23 2010**

Data requests to West Liberty shall be filed
no later than..... 07/26/10

Responses to initial data requests by West Liberty
shall be filed no later than..... 08/02/10

Requests for an informal conference shall be
filed no later than 08/04/10

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