

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

WILLIAM D. CHRISTOPHER)	
)	
COMPLAINANT)	
)	
V.)	CASE NO.
)	2010-00358
KENTUCKY-AMERICAN WATER)	
COMPANY)	
)	
DEFENDANT)	

O R D E R

On September 29, 2010, Defendant, Kentucky-American Water Company ("KAWC"), filed its Answer to the Complaint filed by the Complainant, William D. Christopher.

In its Answer, KAWC states that it removed and tested the water meter at Mr. Christopher's residence and that the meter tested properly. KAWC stated that it believes the water meter reading is accurate and that the indicated amount of water did, in fact, pass through Mr. Christopher's meter during the February 12, 2010 through March 18, 2010 time period referenced in the Complaint. However, KAWC states that it submitted the meter to the Commission for testing in accordance with Mr. Christopher's request and that it was still awaiting the results of that testing. KAWC also moves the Commission to dismiss the Complaint and allow it to disconnect water service to Mr. Christopher's residence.

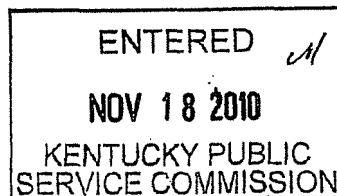
On October 22, 2010, the Commission's Executive Director filed water meter testing results of tests performed by Commission Staff on August 20, 2010 into the administrative record of this matter. Copies of the water meter test results were also mailed to the parties. The August 20, 2010 test results indicate that the meter installed at Mr. Christopher's residence is within the accuracy requirements of the Commission's regulations.

Within 20 days of the date of this Order, Complainant should file with the Commission a written response to Defendant's Motion to Dismiss, addressing the issues raised therein. KAWC should file its Reply, if any, no later than 10 days thereafter.

IT IS THEREFORE ORDERED that:

1. Complainant, William D. Christopher, shall submit a written response to Defendant's Motion to Dismiss within 20 days of the date of this Order.
2. Any Reply to the Response shall be filed no later than 10 days thereafter.
3. Failure by Complainant to file a written response within 20 days of the date of this Order may be grounds for the Commission to dismiss the Complaint.

By the Commission



ATTEST:



Executive Director

William D Christopher
500 Calloway White Road
Winchester, KY 40391

Nick O Rowe
President
Kentucky-American Water Company aka Kentucky
2300 Richmond Road
Lexington, KY 40502