

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF DELTA NATURAL GAS)	
COMPANY, INC. FOR AN ORDER DECLARING)	
THAT IT IS AUTHORIZED TO CONSTRUCT,)	CASE NO.
OWN AND OPERATE A COMPRESSED)	2013-00365
NATURAL GAS STATION IN BEREA,)	
KENTUCKY)	

ORDER

On November 4, 2013, the Commission established a procedural schedule for this proceeding which required Delta Natural Gas Company, Inc. ("Delta") to file testimony and allowed for two rounds of discovery. On January 8, 2014, Interstate Gas Supply, Inc. and Clean Energy Fuel Corp. ("Movants") moved, individually and collectively, to intervene. On February 24, 2014, the Commission granted intervention to Movants on a joint basis as one party and amended the procedural schedule. A public hearing was included in the amended procedural schedule of February 24, 2014, with the date of the hearing still to be scheduled.

On May 9, 2014, the Commission gave the parties ten days to request a hearing, and on May 19, 2014, the Attorney General of the Commonwealth of Kentucky ("AG"), through his Office of Rate Intervention, moved the Commission to hold a public evidentiary hearing. The AG asserts that the issue of a utility company building a Compressed Natural Gas ("CNG") station and placing the construction and expense costs in its rate base and revenue requirement represents a matter of first impression in the Commonwealth of Kentucky. The AG maintains that a public evidentiary hearing

will assist in fully developing the record and allow for public comment on the pending proposal. The AG also states that Movants concur with the request for an evidentiary hearing.

Having carefully considered the evidence of record and being otherwise sufficiently advised, the Commission finds that KRS 278.020(1) allows the Commission to conduct a public hearing on a certificate of public convenience and necessity and that 807 KAR 5:001, Section 19(8), allows the Commission to "take any action necessary to ensure a complete record" on an application for a declaratory order. Given the unique issues presented in this matter, the Commission finds that a formal hearing should be scheduled.

IT IS THEREFORE ORDERED that:

1. A hearing shall be scheduled for Tuesday, September 16, 2014, at 10:00 a.m. Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky, and shall continue until completed.

2. Delta shall publish notice of this hearing in compliance with 807 KAR 5:001, Section 9(2)(b). At the time publication is requested, Delta shall forward to the Commission a duplicate of each notice and request for publication.

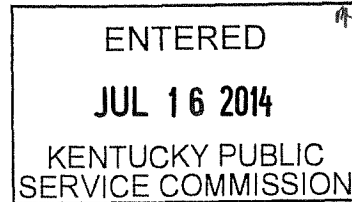
3. No later than September 12, 2014, Delta shall file with the Commission proof of publication of its notice of the hearing in each of the publications in which it published notice.

4. Unless the Commission directs otherwise, the parties shall file with the Commission responses to requests for information made at the hearing no later than September 26, 2014.

5. Pursuant to KRS 278.360, the record of the formal hearing in this matter shall be by videotape.

6. Commission Staff shall make a written exhibit list and file it with the Commission, along with all exhibits and a copy of the video transcript of the hearing.

By the Commission



ATTEST:


Executive Director

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