

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE FILING OF A SPECIAL CONTRACT BY) CASE NO.
NATURAL ENERGY UTILITY CORPORATION) 2018-00164

ORDER

On May 1, 2018, Natural Energy Utility Corporation (“NEUC”) filed with the Commission its Gas Service Agreement (“Agreement”) with a new customer. The Commission issued its May 30, 2018 Order finding that further proceedings were necessary to determine the reasonableness of the proposed special contract, and therefore suspended the effective date for the Agreement up to and including October 31, 2018. In order to facilitate this review, a procedural schedule is set forth in the Appendix to this Order.

IT IS THEREFORE ORDERED that:

1. The procedural schedule set forth in the Appendix to this Order shall be followed.
2. a. Responses to requests for information in paper medium shall be appropriately bound, tabbed, and indexed and shall include the name of the witness who will be responsible for responding to questions related to the information provided, with copies to all parties of record, and the original and seven copies to the Commission.
- b. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or an 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. A 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.

e. Careful attention should be given to copied material to ensure that it is legible. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of that information in responding to this request.

f. Any party filing a paper containing personal information shall, in accordance with 807 KAR 5:001, Section 4(10), encrypt or redact the paper so that the personal information cannot be read.

3. As set forth in 807 KAR 5:001, Section 4(11)(a), a person requesting permissive intervention in a Commission proceeding is required to demonstrate either (1) a special interest in the proceeding which is not adequately represented in the case, or (2) that the person requesting permissive intervention is likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings. Further, KRS 278.040(2) requires that a

person seeking intervention must have an interest in the rates or service of a utility, as those are the only matters that are subject to the Commission's jurisdiction. Therefore, any person requesting to intervene in a Commission proceeding must state with specificity the person's special interest that is not otherwise adequately represented, or the issues and facts that the person will present that will assist the Commission in fully considering the matter. A mere recitation of the quantity of utility service consumed by the movant or a general statement regarding a potential impact of possible modification of rates will not be deemed sufficient to establish a special interest. In addition, any motion to intervene filed after June 15, 2018, shall also show good cause for being untimely. If the untimely motion is granted, the movant shall accept and abide by the existing procedural schedule.

4. The Commission does not look favorably upon motions for continuance. Accordingly, 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.

5. NEUC shall give notice of the hearing in accordance with the provisions set forth in 807 KAR 5:001, Section 9(2). In addition, the notice of hearing shall include the following statement: "This hearing will be streamed live and may be viewed on the PSC website, psc.ky.gov." At the time publication is requested, NEUC shall forward a duplicate of the notice and request to the Commission.

6. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

7. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video recording shall be made of the hearing.

8. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

By the Commission

ENTERED
JUN 07 2018
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:


Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2018-00164 DATED **JUN 07 2018**

Last day for intervention requests to be accepted.....	06/15/18
All initial requests for information to NEUC shall be filed no later than.....	06/20/18
NEUC shall file responses to requests for information no later than.....	07/05/18
All supplemental requests for information to NEUC shall be filed no later than.....	07/19/18
NEUC shall file responses to supplemental requests for information no later than.....	08/02/18
A request for a formal hearing or statement that this case may be submitted based on the existing record shall be filed no later than	08/08/18

*Jay Freeman
Natural Energy Utility Corporation
2560 Hoods Creek Pike
Ashland, KY 41102

*Honorable John N Hughes
Attorney at Law
124 West Todd Street
Frankfort, KENTUCKY 40601

*Natural Energy Utility Corporation
2560 Hoods Creek Pike
Ashland, KY 41102