

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

EARL D. ISON, JR AND BRENDA C. ISON)	
)	
COMPLAINANTS)	
)	
V.)	CASE NO.
)	2019-00093
)	
KENTUCKY-AMERICAN WATER COMPANY)	
)	
DEFENDANT)	

ORDER

On February 18, 2020, the Commission issued an Order finding that Earl D. Ison, Jr. and Brenda C. Ison (Complainants) had failed to establish a prima facie case in their complaint against Kentucky-American Water Company (Kentucky-American).¹ The Complainants are requesting the billing amounts from the old meter to be disregarded; however, the only evidence in the record indicates the old meter tested accurately. Therefore, the Commission found that the Complainants failed to establish a prima facie case.² The Commission provided the Complainants with 20 days from the date of the February 18, 2020 Order to file additional evidence into the record in support of their complaint that the old meter readings should be disregarded.³ The Commission further found that if additional information was not filed into the record that would assist in

¹ February 18, 2020 Order at 3.

² *Id.*

³ *Id.*

establishing a prima facie case, the complaint would be dismissed without prejudice.⁴ As of the present date, the Complainants have not filed any additional information into the pending case.

Having reviewed the evidentiary record and being otherwise sufficiently advised, the Commission finds that the Complainants did not provide additional information into the record that would assist in establishing a prima facie case, and therefore did not comply with the February 18, 2020 Order. Hence, due to the Complainants not establishing a prima facie case, the Commission dismisses the pending case without prejudice.

IT IS HEREBY ORDERED that the pending case is dismissed without prejudice and removed from the Commission's docket.

⁴ *Id.*

By the Commission

ENTERED
JUN 23 2020 rcs
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:



Executive Director

*Brenda & Doug Ison
1404 Saddle Club Way
Lexington, KENTUCKY 40504

*Kentucky-American Water Company
2300 Richmond Road
Lexington, KY 40502

*Elaine K Chambers
Director, Rates and Regulatory
Kentucky-American Water Company
2300 Richmond Road
Lexington, KY 40502

*Honorable Lindsey W Ingram, III
Attorney at Law
STOLL KEENON OGDEN PLLC
300 West Vine Street
Suite 2100
Lexington, KENTUCKY 40507-1801