

COMMONWEALTH OF KENTUCKY
BEFORE THE UTILITY REGULATORY COMMISSION

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IN THE MATTER OF:

REPORT OF 1978 GROSS OPERATING)
REVENUES AS REQUIRED BY SECTION) ADMINISTRATIVE
278.140 OF KENTUCKY REVISED) CASE NO. 205
STATUTES)

ORDER

On the 15th day of May, 1979 the Utility Regulatory Commission (formerly known as the Public Service Commission) issued its Administrative Order No. 205. The order directed all public utilities that had not filed their 1978 Report of Gross Operating Revenues, as required by KRS 278.140, to appear at this Commissions offices on the 25th day of May, 1979, at 10:00 a.m., Eastern Daylight Time, to show cause why the 1978 Report of Gross Operating Revenues should not be filed, and further, why the penalty provisions of KRS 278.990 should not be invoked.

FINDINGS

The Commission having been advised of the fact that certain utilities, commanded by Subpoena, failed to appear at the designated time and place of hearing is of the opinion and finds:

(1) That the utilities mentioned in Findings two and three have failed to comply with this Commissions regulation as required by KRS 278.140.

(2) That the following utilities filed the 1978 Report of Gross Operating Revenues subsequent to the date of the hearing on May 25, 1979:

K & N Water Service - Report received 5/29/79

Ratcliff Water Plant - Report received 5/30/79

Rochester Water District - Report received 5/29/79

Douglas and Lanham Sewer Company - Report received 6/18/79

Monticello Company - Report received 6/1/79

Shadow Wood Subdivision Sewer Service - Report received 6/13/79

South Elkhorn Service Company - Report received 6/1/79

(3) That the following utilities have failed to file the 1978 Report of Gross Operating Revenues as of the date of this Order:

Coxton Water System

Millstone Water Company

South Shore Water Works, Inc. - Water and Sewer Divisions

Ni-Cole Construction, Inc. - Water and Sewer Divisions

Calvert Investments, Inc.

Dorton Sewage Systems, Inc.

(4) That the utilities listed in finding number two (2) should be assessed a penalty of \$100.00 payable to the Commonwealth of Kentucky as authorized by KRS 278.990.

(5) That the utilities listed in finding number three (3) should be assessed a penalty of \$100.00 payable to the Commonwealth of Kentucky as authorized by KRS 278.990. In the event that the 1978 Report of Gross Operating Revenues is not forthcoming within fifteen (15) days of the date of this order, an additional fine of \$1,000.00 per day and each day thereafter will be levied against the utility until the report is filed.

(6) That appropriate action will be taken by the Commission to recover the full amount of these penalties in the name of the Commonwealth of Kentucky in Franklin Circuit Court.

IT IS THEREFORE ORDERED, that each of the following utilities be and they hereby are fined the sum of \$100.00 payable to the Commonwealth of Kentucky as provided by KRS 278.990:

K & N Water Service
Ratcliff Water Plant
Rochester Water District
Douglas and Lanham Sewer Company
Monticello Company
Shadow Wood Subdivision Sewer Service
South Elkhorn Service Company
Coxton Water System
Millstone Water Company
South Shore Water Works, Inc.
Ni-Cole Construction, Inc.
Calvert Investments, Inc.
Dorton Sewage Systems, Inc.

IT IS FURTHER ORDERED, that in the event each of the following utilities fail to file the 1978 Gross Operating Revenues within fifteen (15) days of the date of this order, an additional fine of \$1,000.00 per day and each day thereafter will be levied against the utility until the report is filed:

Coxton Water System
Millstone Water Company
South Shore Water Works
Ni-Cole Construction, Inc.
Calvert Investments, Inc.
Dorton Sewage Systems Inc.

IT IS FURTHER ORDERED, that appropriate action will be taken by the Commission to recover the full amount of these penalties in the name of the Commonwealth of Kentucky in Franklin Circuit Court.

Done at Frankfort, Kentucky this 12th day of July, 1979.

By the Commission

ATTEST:

Secretary