

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

JAN 20 2015

PUBLIC SERVICE  
COMMISSION

In the Matter of:

AN INVESTIGATION OF EXISTING AND FUTURE )  
SERVICE OF BULLITT UTILITIES, INC. ) CASE NO 2014-00163

**MOTION TO RESCHEDULE HEARING**

Comes Bullitt Utilities, Inc. ("Bullitt Utilities"), by counsel, and for its Motion to Reschedule

Hearing states as follows:

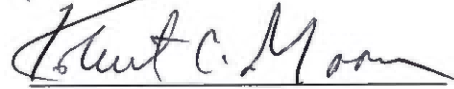
1. The Order initiating the above-styled action was filed by the Public Service Commission ("Commission") on May 22, 2014. The Order required Bullitt Utilities to provide responses to the eight (8) Information Requests set forth in Appendix A to the May 22, 2014, Order.
2. Bullitt Utilities, through its counsel, Robert C. Moore, Hazelrigg & Cox, LLP, filed Motions requesting extensions of time to respond to the Information Requests set forth in Appendix A to the May 22, 2014, Order. On June 18, 2014, Bullitt Utilities, through counsel, filed its Answers to the Information Requests of the Commission.
3. Informal Conferences were held in the above-styled action on July 17, 2014, and October 1, 2014. Counsel for Bullitt Utilities, Robert C. Moore, Hazelrigg & Cox, LLP, attended both Informal Conferences on behalf of Bullitt Utilities.
4. On October 16, 2014, an Order was issued by the Commission scheduling a Formal Hearing in the above-styled action on January 27, 2015, at 10:00 a.m. The October 16, 2014, Order was served on Carroll F. Cogan, as President of Bullitt Utilities, but was not served on Robert C. Moore, counsel for Bullitt Utilities.
5. Carroll F. Cogan, who is 87 years old, has been suffering from an illness throughout 2014, and due in part to this illness, a Statement of Change of Registered Agent of Bullitt Utilities was filed with the Office of the Kentucky Secretary of State on July 17, 2014, naming Robert

C. Moore as the Registered Agent for Bullitt Utilities (Exhibit 1).

6. On January 15, 2014, at 4:00 p.m., an email was forwarded to Bullitt Utilities' counsel, Robert C. Moore, by the Commission's Division of Filings providing a copy of an Order entered by the Commission ordering an abbreviated time period to respond to the Motion to Intervene filed on behalf of the City of Hillview and the City of Hunters Hollow, Kentucky. The January 15, 2015, Order stated that a hearing has been scheduled in this case for January 27, 2015 (Exhibit 2).
7. On January 16, 2014, at 1:44 p.m., an email was forwarded to Bullitt Utilities' counsel, Robert C. Moore, by the Commission's Division of Filings providing a copy of an Order entered by the Commission ordering that the parties were to provide the names and titles of each witness they intended to call at the January 27, 2015, hearing (Exhibit 3).
8. Counsel for Bullitt Utilities opened and read the January 15, 2015, Order and the January 15, 2015, Order on January 16, 2015. This is the first time that Robert C. Moore, counsel for Bullitt Utilities, was aware that the January 27, 2015, formal hearing had been scheduled in this matter.
9. Bullitt Utilities hereby requests that the January 27, 2015, formal hearing be rescheduled to a date and time convenient to the Commission and to the parties. The rescheduling of the formal hearing is necessary to allow Bullitt Utilities time to adequately prepare for the hearing, to determine the witnesses and exhibits to be offered into evidence at the hearing, and to comply with the requirement to publish notice of the scheduled hearing no more than 21 days and no less than seven (7) days before the day of the scheduled hearing.
10. Bullitt Utilities will be prejudiced if the formal hearing is not rescheduled from January 27, 2015, as it will not have time to adequately prepare for the hearing.
11. Bullitt Utilities asserts that the rescheduling of the formal hearing will not prejudice any

parties, as it has continued to provide wastewater treatment for the customers of the Hunters Hollow Wastewater Treatment Plant since March 29, 2014, the date of its catastrophic failure.

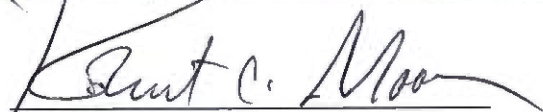
Respectfully submitted,



Robert C. Moore  
Hazelrigg & Cox, LLP  
415 West Main Street  
P.O. Box 676  
Frankfort, Kentucky 40602-0676

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served by hand delivery on Jeff Derouen, Executive Director, Public Service Commission, 211 Sower Blvd., P.O. Box 615, Frankfort, Kentucky 40602 and by first class mail and electronic mail on Jennifer Black Hans, Lawrence W. Cook, and Gregory T. Dutton and, Assistant Attorney Generals, 1024 Capital Center Drive, Suite 200, Frankfort, Kentucky 40601-8204, on this the 20<sup>th</sup> day of January, 2015.



Robert C. Moore

**Filing Fee:**  
 Section 1: \$10.00  
 Section 2: \$10.00  
 Section 1 & 2: \$20.00

**Commonwealth of Kentucky**  
**Alison Lundergan Grimes, Secretary of State**

**0061375.09** balimono  
 POC  
 Alison Lundergan Grimes  
 Kentucky Secretary of State  
 Received and Filed:  
 7/17/2014 11:20 AM  
 Fee Receipt: \$10.00

Alison Lundergan Grimes  
 Secretary of State  
 P. O. Box 718  
 Frankfort, KY 40602-0718  
 (502) 564-3490  
 http://www.sos.ky.gov

**Statement of Change of  
 Principal Office Address  
 Registered Agent and/or  
 Registered Office Address**

**RAC  
 POC**

Pursuant to the provisions of KRS 14A and KRS 271B, 273, 274, 275, 362, or 386, the undersigned hereby applies to change one or all of the following: principal office address, registered agent, registered office address on behalf of

**BULLITT UTILITIES, INC.**

which is organized in the state of Kentucky, and for that purpose submits the following:

**1. Principal office address currently on file**

3001 HAYFIELD DRIVE  
 LOUISVILLE, KY 40205

**Principal office is hereby changed to:**

PO Box 91588  
 LOUISVILLE, KENTUCKY  
 40291

**2. Registered agent currently on file**

CARROLL F. COGAN

**Registered agent is hereby changed to:**

ROBERT C. MOORE  
Name  
 consent to serve as the registered agent on behalf of the business entity.  
 Robert C. Moore  
Signature

**Registered office address currently on file**

3001 HAYFIELD DRIVE  
 LOUISVILLE, KY 40205

**Registered office is hereby changed to (must be a Kentucky street address):**

HAZELRIGG + Cox, LLP  
 415 W. MAIN ST.  
 FRANKFORT, KY 40601

The fees for changing one or all of the following: Section 1 is \$10. Section 2 is \$10. Section 1 and 2 is \$20

I declare under penalty of perjury under the laws of the state of Kentucky that the foregoing is true and correct.

X Robert C. Moore ROBERT C. MOORE 7/16/14  
Signature of Authorized Agent Printed Name Date

SOC (01/2011)



**Robert Moore**

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**From:** PSCFilings@ky.gov  
**Sent:** Thursday, January 15, 2015 4:00 PM  
**To:** pscfilings@ky.gov  
**Subject:** Item Logged For Case: 2014-00163

Confirmation of Posting.

This notification is sent regarding the recent filing for case# 2014-00163 on 1/15/2015 at 4:00 PM

Filed by: PSC

Date/Time Filed: 1/15/2015 4:00:21 PM

The following Document(s) have been posted to the Case File

Linked below is a document from the Kentucky Public Service Commission from case number 2014-00163. This is an official document and service is rendered based upon this email. Pursuant to KRS 278.380 amended by the Kentucky General Assembly during the 2014 General Session, the electronic delivery of all Kentucky Public Service Commission orders is now allowed. This includes data requests, as well as all other case-related documents. Electronic transmission may include either an electronic version of the order or document or a hyperlink to the order or document on the PSC website. The mailing date of the order or document will be the date of the electronic transmission. Any applicant or party desiring delivery of orders or documents by postal mail may request such delivery on a per case basis from the PSC and demonstrate good cause for the request.

PSC\_ORDER File

You are receiving this message as a member of the service list or participating utility on case: 2014-00163 For more information or if you have problems opening a link received through an electronic notice from the Commission, contact the PSC Division of Filings.

Kentucky Public Service Commission  
Address: P.O. Box 615 , 211 Sower Boulevard, Frankfort, Kentucky 40602-0615  
Phone: (502) 564-3940, Fax: (502) 564-3460  
Office Hours: Monday - Friday 8am - 5pm



COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN INVESTIGATION OF EXISTING AND ) CASE NO.  
FUTURE SERVICE OF BULLITT UTILITIES, ) 2014-00163  
INC. )

ORDER

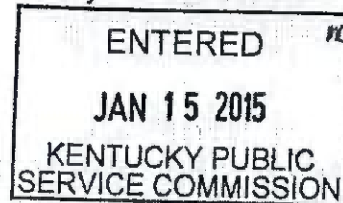
On January 14, 2015, the city of Hillview, Kentucky, and the city of Hunters Hollow, Kentucky (jointly "the Cities"), filed a motion to intervene. Pursuant to 807 KAR 5:001, Section 5, the current parties, Bullitt Utilities, Inc. ("Bullitt Utilities") and the Attorney General of the Commonwealth of Kentucky, by and through his Office of Rate Intervention ("Attorney General"), have seven days to respond to the Cities' motion, and the Cities would then have five days to reply to any response filed by Bullitt Utilities or the Attorney General. A hearing has been scheduled in this case on January 27, 2015 at 10:00 a.m. Eastern Standard Time.

Due to the brevity of time before the scheduled hearing, the Commission, on its own motion, HEREBY ORDERS that:

1. Any response by Bullitt Utilities or the Attorney General to the Cities' motion to intervene shall be filed no later than January 20, 2015 in paper medium and by electronic mail to the Cities, the parties, and the Commission's Division of Filings at Linda.Faulkner@ky.gov.

2. Any reply by the Cities shall be filed no later than January 22, 2015 in paper medium and by electronic mail to the parties and the Commission's Division of Filings at Linda.Faulkner@ky.gov.

By the Commission



ATTEST:

  
\_\_\_\_\_  
Executive Director

Case No. 2014-00163

Carroll F Cogan  
President  
Bullitt Utilities, Inc. dba Hunters Hollow Sewer  
P. O. Box 91588  
Louisville, KY 40291

Gregory T Dutton  
Assistant Attorney General  
Office of the Attorney General Utility & Rate  
1024 Capital Center Drive  
Suite 200  
Frankfort, KENTUCKY 40601-8204



**Robert Moore**

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**From:** PSCFilings@ky.gov  
**Sent:** Friday, January 16, 2015 1:44 PM  
**To:** pscfilings@ky.gov  
**Subject:** Item Logged For Case: 2014-00163

Confirmation of Posting.

This notification is sent regarding the recent filing for case# 2014-00163 on 1/16/2015 at 1:44 PM

Filed by: PSC

Date/Time Filed: 1/16/2015 1:44:27 PM

The following Document(s) have been posted to the Case File

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PSC ORDER File

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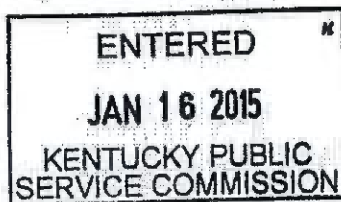
In the Matter of:

AN INVESTIGATION OF EXISTING AND ) CASE NO.  
FUTURE SERVICE OF BULLITT UTILITIES, ) 2014-00163  
INC. )

ORDER

The Commission, on its own motion, HEREBY ORDERS that within five days of issuance of this Order, Bullitt Utilities, Inc., and the Attorney General of the Commonwealth of Kentucky, by and through his Office of Rate Intervention, shall provide the names and titles of each witness they intend to call at the January 27, 2015, hearing.

By the Commission



ATTEST:

  
\_\_\_\_\_  
Executive Director

Garroll F Cogan  
President  
Bullitt Utilities, Inc. dba Hunters Hollow Sewer  
P. O. Box 91588  
Louisville, KY 40291

Gregory T Dutton  
Assistant Attorney General  
Office of the Attorney General Utility & Rate  
1024 Capital Center Drive  
Suite 200  
Frankfort, KENTUCKY 40601-8204