

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION
CASE NO. 2015-00100 and
CASE NO. 2015-00101

In the Matter of:

**AN INVESTIGATION OF CEDAR HILLS DISPOSAL
SANITATION CORPORATION'S NOTICE OF INTENT
TO ABANDON SERVICE; AND AN INVESTIGATION OF
FRIENDLY PARK DEVELOPMENT'S NOTICE OF INTENT
TO ABANDON SERVICE**

**PROPOSED ADDITIONAL STIPULATION OF FACTS SUBMITTED ON
BEHALF OF CEDAR HILLS DISPOSAL SANITATION CORPORATION
AND FRIENDLY PARK DEVELOPMENT**

Come Cedar Hills Disposal Sanitation Corporation ("Cedar Hills), and Friendly Park Development ("Friendly Park"), and submit the following proposed stipulation of facts, which are in addition to those previously submitted by Daviess County, and in which Cedar Hills accepted to be accurate.

(1) By letter dated March 30, 2015, Cedar Hills and Friendly Park tendered a letter to the Commission requesting authorization to abandon their facilities and operation, and to discontinue all services to its customers in Daviess County, Kentucky.

(2) Cedar Hills and Friendly Park have continued to operate their sewer treatment facilities from the date of its request to abandon to and including the present.

(3) Scott Lewis, the owner of Cedar Hills, purchased the utility in 1996 and the utilities have continuously been operated and provided services from that date to the present.

(4) Cedar Hills has applied for and received a discharge permit effective March 1, 2016.

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(5) Friendly Park has applied for and received a discharge permit, the application of which is now pending.

(6) The certified and licensed operator of both Cedar Hills and Friendly Park is Eugene Richeson, who has operated both facilities for more than thirty-five years. Mr. Richeson currently has health problems and may not be able to perform the work required to operate the facilities in the future.

(7) Cedar Hills' current rate is \$15.25 per month.

(8) Friendly Park's current rate is \$11.50 per month.

(9) A rate increase has not been sought for either Cedar Hills or Friendly Park since 2000.

(10) Pumps were replaced at the Cedar Hills facility in 2013 at the costs of \$20,000.00. Mr. Lewis estimates that the expense of repairing the Cedar Hills plant to be more than \$500,000.00 and that he is unable to secure the financing for such repairs.

(11) Pumps were replaced at the Friendly Parks facility in 2013 at the costs of \$20,000.00. Mr. Lewis estimates that the expense of repairing the Friendly Park plant to be more than \$500,000.00 and that he is unable to secure the financing for such repairs.

(12) Mr. Lewis has not had any discussions with the utility customers of either Cedar Hills, or Friendly Park, about assuming responsibility of the operation of the facilities.

(13) Mr. Lewis previously advertised in the newspaper in an attempts to locate a certified and licensed operator, to take over and operate both Cedar Hills and Friendly Park.

(14) Daviess County acknowledges that Cedar Hills is entitled to abandon its facilities and operation necessary to provide continued services to its customers.

(15) Daviess County acknowledges that Friendly Park is entitled to abandon its facilities and operation necessary to provide continued services to its customers.

(16) RWRA indicated that its rate for providing services for customers at Cedar Hills would exceed \$100.00 per month.

(17) RWRA indicated that its rate for providing services for customers at Friendly Park would exceed \$100.00 per month.

(18) Assuming Cedar Hills and Friendly Park are authorized to abandon its facilities and operations as requested, RWRA indicated that its costs for services for each utility would equal or exceed \$100.00 per month per customer.

(19) Assuming the Commission authorizes Cedar Hills and Friendly Park to abandon their facilities and operation of services, neither Cedar Hills, Friendly Park, or their owner, Mr. Lewis, will have any income from the continued operation of services by the court appointed receiver at any time after Cedar Hills and Friendly Park have ceased services.

Respectfully submitted, this 18th day of March, 2016.



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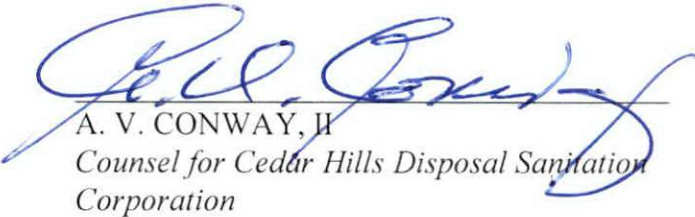
CERTIFICATE OF SERVICE

This is to certify that the foregoing Additional Stipulations was this day served on the following parties by mailing a true copy thereof, postage prepaid, to:

Jeff Derouen
Executive Director
Kentucky Public Service Commission
P. O. Box 615
211 Sower Blvd.
Frankfort KY 40602-0615

Hon. Claud Porter
Daviness County Attorney
P. O. Box 158
Owensboro KY 42302.

This 18th day of March, 2016.


A. V. CONWAY, II
*Counsel for Cedar Hills Disposal Sanitation
Corporation*