

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

RIDGELEA INVESTMENTS, INC. NOTICE OF	)	
SURRENDER AND ABANDONMENT OF UTILITY	)	CASE NO.
PROPERTY NAMELY THREE (3) FRANKLIN	)	2016-00106
COUNTY WASTEWATER TREATMENT PLANTS	)	

ORDER

Ridgelea Investments, Inc. ("Ridgelea") operates three wastewater package treatment plants in Franklin County, Kentucky, and one plant in Grant County, Kentucky. On February 29, 2016, Ridgelea tendered an application to the Commission requesting approval to abandon its three Franklin County treatment plants. In support of its request, Ridgelea states that it can no longer meet its financial obligations and can no longer adequately serve its ratepayers or protect the waters of the Commonwealth of Kentucky.

Ridgelea states that it keeps separate records for each of its Franklin County and Grant County plants, whose customers are also assessed separate and distinct rates. In the event the Commission rejects its request to abandon only the Franklin County plants, Ridgelea requests, alternately, that its application be treated as a request pursuant to KRS 278.020(5) to transfer the Grant County plant to Perfecto Properties, LLC.

Ridgelea is a for-profit sewer utility that provides sanitary sewer services to 349 customers in Franklin and Grant counties, Kentucky.<sup>1</sup> It is a utility subject to the Commission's jurisdiction and regulation.<sup>2</sup>

KRS 278.020(5) provides that "[n]o person shall acquire or transfer ownership of, or control, or the right to control, any utility under the jurisdiction of the commission by sale of assets, transfer of stock, or otherwise, or abandon the same, without prior approval by the commission." KRS 278.021 further provides in part:

If the commission, after notice and hearing, enters an order in which it finds that a utility is abandoned, the commission may bring an action in the Franklin Circuit Court for an order attaching the assets of the utility and placing those assets under the sole control and responsibility of a receiver.

The Commission finds that an investigation in this matter should be conducted to examine Ridgelea's request to abandon its Franklin County facilities. To facilitate the investigation, we find that an informal conference should be held to discuss and simplify the issues in this case. We further find that the Attorney General of the Commonwealth of Kentucky ("Attorney General") and Franklin County Fiscal Court should be served with copies of this Order.

IT IS THEREFORE ORDERED that:

1. Ridgelea shall continue to operate its utility facilities during the pendency of this matter and shall continue operating until the Commission issues an Order adjudicating Ridgelea's request to abandon or transfer its facilities.

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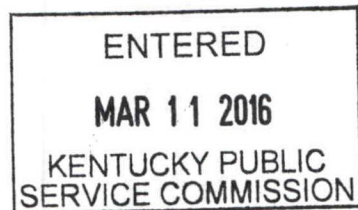
<sup>1</sup> *Annual Report of Ridgelea to the Public Service Commission of Kentucky for the Calendar Year Ended December 31, 2014* at 9 and 25.

<sup>2</sup> KRS 278.010(3)(f); KRS 278.040.

2. An informal conference shall be held at the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky, on Tuesday, March 29, 2016, at 10:00 a.m. Daylight Savings Time.

3. The Acting Executive Director shall serve copies of this Order upon the Attorney General's Office of Rate Intervention and the Franklin County Fiscal Court.

By the Commission



ATTEST:

  
Acting Executive Director 

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