

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

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| ELECTRONIC APPLICATION OF NORTHERN |) | |
| KENTUCKY WATER DISTRICT FOR AN |) | CASE NO. |
| ADJUSTMENT OF RATES; ISSUANCE OF |) | 2022-00161 |
| BONDS; FINANCING; AND TARIFF REVISIONS |) | |

ORDER

On July 8, 2022, Northern Kentucky Water District (Northern Kentucky District) submitted an application seeking a general adjustment of rates based on a historical test year and approval of financing. The application proposed that the new rates become effective on August 7, 2022.

By letter dated July 13, 2022, the Commission notified Northern Kentucky District that its application had been rejected for filing deficiencies. Northern Kentucky District filed a response on July 22, 2022, and submitted supplemental information to cure the deficiencies. By letter dated July 25, 2022, the Commission notified Northern Kentucky District that it had cured the filing deficiencies, and its application was accepted for filing on July 22, 2022.

Pursuant to KRS 278.180(1), no change in utility rates is permitted except upon 30 days' notice to the Commission. Therefore, since the application was accepted for filing as of July 22, 2022, the earliest date that Northern Kentucky District's proposed rates can be effective is August 22, 2022. Having reviewed Northern Kentucky District's application, the Commission finds that an investigation will be necessary to determine the reasonableness of the proposed rates and that an

investigation cannot be completed by August 22, 2022. Therefore, pursuant to KRS 278.190(2), the Commission will suspend the effective date of the proposed rates for five months, up to and including January 21, 2023.

KRS 278.300(2) provides that the Commission must adjudicate an application for authority to issue an evidence of indebtedness within 60 days of the date that the application was filed. KRS 278.300(2) also provides that the Commission can continue its review of the application for longer than 60 days upon a showing of good cause.

Based upon a review of the application, the Commission finds that an investigation will be necessary and that a robust, thorough investigation cannot be completed by September 20, 2022. For that reason, the Commission finds that good cause exists to continue the application beyond the 60-day period specified in KRS 278.300(2) so that the Commission can conduct a thorough review of the proposed transaction.

The Commission further finds that a procedural schedule is established to review the reasonableness of the proposed rates. The procedural schedule is attached as an Appendix to this Order and is incorporated herein.

IT IS THEREFORE ORDERED that:

1. Northern Kentucky District's proposed rates are suspended for five months, up to and including January 21, 2023.
2. Northern Kentucky District's application for approval of the proposed evidence of indebtedness is continued beyond the 60-day period specified in KRS 278.300(2).
3. The procedural schedule set forth in the Appendix to this Order shall be followed.

4. Any party filing a paper with the Commission shall file an electronic copy in accordance with the electronic filing procedures set forth in 807 KAR 5:001, Section 8. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked. The Commission directs the parties to the Commission's July 22, 2021 Order in Case No. 2020-00085¹ regarding filings with the Commission.

5. As set forth in 807 KAR 5:001, Section 4(11)(a), a person requesting permissive intervention in a Commission proceeding is required to demonstrate either (1) a special interest in the proceeding that is not adequately represented in the case, or (2) that the person requesting permissive intervention is likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings. Therefore, any person requesting to intervene in a Commission proceeding must state with specificity the person's special interest that is not otherwise adequately represented, or the issues and facts that the person will present that will assist the Commission in fully considering the matter. A mere recitation of the quantity of utility service consumed by the movant or a general statement regarding a potential impact of possible modification of rates will not be deemed sufficient to establish a special interest. In addition, any motion to intervene filed after the date established in the procedural schedule shall also show good cause for being untimely. If

¹ Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID-19* (Ky. PSC July 22, 2021), Order (in which the Commission ordered that for case filings made on and after March 16, 2020, filers are NOT required to file the original physical copies of the filings required by 807 KAR 5:001, Section 8).

the untimely motion is granted, the movant shall accept and abide by the existing procedural schedule.

6. Northern Kentucky District shall give notice of the hearing in accordance with the provisions set forth in 807 KAR 5:001, Section 9(2). In addition, the notice of hearing shall include the following statement: "This hearing will be streamed live and may be viewed on the PSC website, psc.ky.gov"; and "Public comments may be made at the beginning of the hearing. Those wishing to make oral public comments may do so by following the instructions listing on the PSC website, psc.ky.gov." At the time publication is requested, Northern Kentucky District shall forward a duplicate of the notice and request to the Commission.

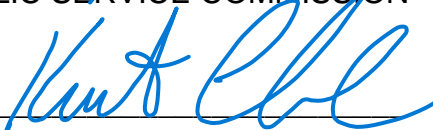
7. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

8. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video recording shall be made of the hearing.

9. The Commission does not look favorably upon motions for continuance. Accordingly, motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

10. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

PUBLIC SERVICE COMMISSION



Chairman

Vice Chairman



Commissioner

ENTERED
AUG 09 2022
rcs
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:



Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2022-00161 DATED AUG 09 2022

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| Last day for intervention requests to be accepted..... | 08/12/2022 |
| All initial requests for information to Northern Kentucky District shall be filed no later than | 08/19/2022 |
| Northern Kentucky District shall file responses to initial requests for information no later than..... | 09/02/2022 |
| All supplemental requests for information to Northern Kentucky District shall be filed no later than | 09/19/2022 |
| Northern Kentucky District shall file responses to supplemental requests for information no later than | 10/03/2022 |
| Intervenor testimony, if any, in verified prepared form shall be filed no later than..... | 10/17/2022 |
| All requests for information to Intervenors shall be filed no later than..... | 10/31/2022 |
| Intervenors shall file responses to requests for information no later than..... | 11/15/2022 |
| Northern Kentucky District shall file, in verified form, its rebuttal testimony no later than | 11/21/2022 |
| Public Hearing to be held in the Richard Raff Hearing Room at the offices of the Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky, for the purpose of cross-examination of witnesses of Northern Kentucky District and Intervenors | To be scheduled |
| Post-Hearing Briefs, if any | To be scheduled |

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