

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

BULLITT UTILITIES, INC.'S NOTICE OF	)	
SURRENDER AND ABANDONMENT OF	)	CASE NO.
UTILITY PROPERTY	)	2015-00290

ORDER

On August 21, 2015, Bullitt Utilities, Inc. ("Bullitt Utilities"), by a three-page letter from its counsel, Robert C. Moore ("Counsel"), to the Commission's Executive Director, provided notice that stated that "Bullitt Utilities is surrendering this [the property of Bullitt Utilities] property to the Commission effective September 1, 2015. . . ." <sup>1</sup> On August 24, 2015, the Commission entered an Order that, among other things, denied Bullitt Utilities' request to abandon, opened this investigation into the request to abandon, ordered Bullitt Utilities to continue to operate its facilities until otherwise authorized by an Order of the Commission, and set a formal hearing in this matter to be held on Thursday, August 27, 2015. <sup>2</sup>

On August 26, 2015, Bullitt Utilities filed a Motion to Reschedule Hearing ("Motion to Reschedule"). The Motion to Reschedule stated that Carroll M. Cogan is the sole shareholder of Bullitt Utilities and that, due to an illness, is unable to attend the August 27, 2015 Hearing. The motion further stated that Chris Cogan, Carroll M.

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<sup>1</sup> Letter from Robert C. Moore, Counsel, Bullitt Utilities, to Jeff Derouen, Executive Director, Public Service Commission (filed Aug. 21, 2015), at 1.

<sup>2</sup> Order (Ky. PSC Aug. 24, 2015) at 4 and 5.

Cogan's Attorney-In-Fact, resides and works in Florida and is also unable to attend the August 27, 2015 Hearing.<sup>3</sup> Bullitt Utilities stated that Chris Cogan is available to attend a hearing on August 31, September 1, September 2, or September 3, 2015.

The Commission denies Bullitt Utilities' Motion to Reschedule. The Commission finds that the document filed on behalf of Bullitt Utilities on August 21, 2015, contained the unsworn statement of its Counsel that Bullitt Utilities seeks to surrender and abandon all of its property interests and rights in and to the property owned by the utility. The Commission's August 24, 2015 Order directed Bullitt Utilities to provide statements, verified or under oath by a director, officer, or agent of Bullitt Utilities authorized to act on behalf of Bullitt Utilities, concerning its request to abandon. The August 24, 2015 Order further directed that the statements are required to be filed at or before the August 27, 2015 Hearing. We find that the Motion to Reschedule does not state any grounds regarding why these statements cannot be prepared and filed at or before the August 27, 2015 Hearing. We find that Bullitt Utilities' Motion to Reschedule does not present good cause to reschedule the August 27, 2015 Hearing.

IT IS THEREFORE ORDERED that:

1. Bullitt Utilities' Motion to Reschedule is denied.
2. All provisions of the Commission's August 24, 2015 Order shall remain in effect.

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<sup>3</sup> The Commission has not subpoenaed either Carrol M. Cogan or Chris Cogan to appear at the August 27, 2015 Hearing.

By the Commission

ENTERED  
AUG 26 2015  
KENTUCKY PUBLIC  
SERVICE COMMISSION

ATTEST:

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

Case No. 2015-00290

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