

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN INVESTIGATION INTO WOOD CREEK)
WATER DISTRICT'S PROPOSED)
TERMINATION OF WHOLESALE WATER) CASE NO. 2006-00184
SERVICE TO THE CITY OF LIVINGSTON FOR)
NONPAYMENT OF BILLS)

ORDER

On May 4, 2006, the Commission directed Wood Creek Water District ("Wood Creek") and the city of Livingston, Kentucky ("Livingston") to appear before it to present evidence regarding Wood Creek's proposed termination of water service to Livingston for nonpayment. On May 22, 2006, both parties appeared before this Commission and advised it that they had reached agreement on the terms to resolve this matter.¹

¹ These terms are:

1. Livingston will pay to Wood Creek the sum of \$10,194.88 on or before May 26, 2006 in full satisfaction of its outstanding balance.
2. Livingston will henceforth remain current in the payment of its bills for water service that Wood Creek provides.
3. Wood Creek and Livingston will negotiate during the next 6 months on the transfer of Livingston's water distribution and sewer facilities to Wood Creek.
4. Livingston will allow Wood Creek access to its financial records and documents and permit Wood Creek to make physical inspection of its water and sewer facilities.
5. Nothing in the agreement obligates Wood Creek to purchase any facilities from Livingston or Livingston to sell any facilities to Wood Creek.

Having been advised of the parties action, the Commission on its own motion
HEREBY ORDERS that:

1. This matter shall be held in abeyance pending further Order of the Commission.
2. Wood Creek shall advise the Commission in writing no later than May 31, 2006 as to whether Livingston has made payment of \$10,194.88 as the parties' agreement requires.
3. Should Wood Creek seek to terminate water service to Livingston for non-payment or for failure to comply with the terms of the parties' agreement, it shall provide the Commission with written notice of its proposed termination of service no less than 10 days prior to the proposed date of termination of service.

Done at Frankfort, Kentucky, this 25th day of May, 2006.

By the Commission

ATTEST:



Executive Director