

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JOINT APPLICATION OF BIG SANDY WATER)	
DISTRICT AND OVERLAND DEVELOPMENT)	
INC. FOR APPROVAL OF TRANSFER OF THE)	CASE NO.
OVERLAND WATER SYSTEM INCLUDING)	2015-00351
WATER LINES AND MAINS TO BIG SANDY)	
WATER DISTRICT)	

ORDER

On October 26, 2015, the Commission received a Joint Application submitted by Big Sandy Water District (“Big Sandy”) and Overland Development Inc. (“Overland”) requesting approval of a proposed transfer of ownership and control of the Overland water system to Big Sandy. The Joint Application was filed by Roger W. Hall, counsel for Big Sandy. The Commission determined that the Joint Application met the minimum filing requirements and it was accepted for filing on October 26, 2015.

Overland is a Kentucky corporation with its principal place of business in Catlettsburg, Kentucky.¹ James C. Taylor signed the Joint Application on behalf of Overland in his capacity as the president of Overland.² During the informal conference held on December 14, 2015, Mr. Hall stated that he represented Big Sandy.³ Commission Staff noted that Overland is a corporation and that Mr. Taylor, unless he is

¹ Joint Application at 1.

² *Id.* at 4.

³ Inter-Agency Memorandum for Informal Conference of December 14, 2015 (filed Dec. 17, 2015) at 3.

an attorney, cannot represent Overland.⁴ On information and belief, Mr. Taylor is not an attorney licensed to practice law in Kentucky.

807 KAR 5:001, Section 4(4), states:

A person shall not file a paper on behalf of another person, or otherwise represent another person, unless the person is an attorney licensed to practice law in Kentucky or an attorney who has complied with SCR 3.030(2). An attorney who is not licensed to practice law in Kentucky shall present evidence of his or her compliance with SCR 3.030(2) if appearing before the Commission.

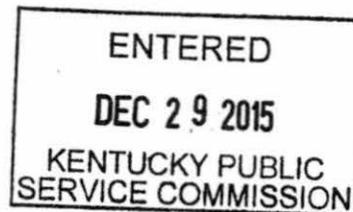
The Commission finds that Mr. Taylor cannot represent Overland in this matter and, therefore, Overland is without counsel. The Commission finds that Overland should be permitted an opportunity to retain counsel in order to comply with 807 KAR 5:001, Section 4(4). We conclude that Overland should be given ten days from the date of this Order to retain counsel and have counsel file an entry of appearance on behalf of Overland in this proceeding.

IT IS THEREFORE ORDERED that Overland shall, within ten days from the date of this Order, retain counsel and have counsel file an entry of appearance on behalf of Overland in this proceeding.

By the Commission

ATTEST:


Executive Director



⁴ *Id.*

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