

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

INVESTIGATION OF THE OPERATING)
CAPACITY OF MARTIN COUNTY WATER) CASE NO. 2016-00142
DISTRICT PURSUANT TO KRS 278.280)

ORDER

On August 7, 2017, Martin County Concerned Citizens, Inc. ("MCCC") filed with the Commission, by counsel, a motion to intervene in this proceeding. MCCC states that it sought to protect its members' interests in ensuring that Martin County Water District ("Martin District") provides reasonable, safe, and adequate water services to its customers and to bring to the proceeding its knowledge of Martin District's alleged inadequacies.

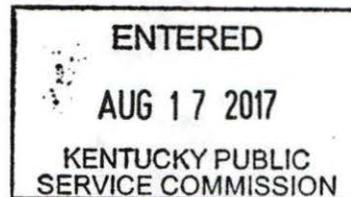
MCCC claims that it is a non-profit, non-stock membership corporation, but states that its articles of incorporation are pending the Kentucky Secretary of State's acceptance for filing. A search of the business records of the Secretary of State's website reveals that, as of the date of this Order, the articles of incorporation have yet to be accepted for filing.

We find, based upon the lack of the Secretary of State's acceptance of MCCC's articles of incorporation, that MCCC is not yet incorporated, does not have the legal rights of a corporation, and therefore lacks standing to intervene in this proceeding at this time.

IT IS THEREFORE ORDERED that MCCC's motion to intervene is denied without prejudice for lack of standing.

By the Commission

Chairman Michael Schmitt did not participate in the deliberations or decision concerning this case.



ATTEST:


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