

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF SOUTHERN)	CASE NO.
WATER AND SEWER DISTRICT FOR AN)	2022-00099
ALTERNATIVE RATE ADJUSTMENT)	

ORDER

On November 3, 2022, Southern Water and Sewer District (Southern District) filed a motion requesting deviation from the notice requirement contained in 807 KAR 5:001, Section 9(2)(b). This regulation requires Southern District to file notice of the November 9, 2022 hearing in this matter in a newspaper of general circulation in its service area no fewer than seven days prior to the hearing.

In support of its motion, Southern District stated that it had made arrangements to have the notice published in the November 2, 2022 edition of the *Floyd County Chronicle*. However, the notice was not published in the print edition of the paper because payment for the notice was not made prior to publication. Southern District maintained that the notice was published on the newspaper's website on November 2, 2022, and will remain on the website until November 9, 2022. The Newspaper will publish another print edition prior to the hearing. Additionally Southern District stated it had published the notice on Southern District's Facebook page and posted it at its office. Southern District filed supporting documentation of the newspaper's publication on its website and of publication on Southern District's Facebook page.

Having reviewed the motion, the documentation accompanying it, and being otherwise sufficiently advised, the Commission finds that Southern District has shown good cause to grant a deviation from the requirements of 807 KAR 5:001, Section 9(2)(b). Southern District's customers have received notice of the hearing in the timeframe required by the regulation. The method of delivery of the notice is outside of the requirement set forth in the regulation, but it has achieved the purpose of notifying customers of the hearing.

IT IS HEREBY ORDERED that Southern District's motion for deviation is granted.

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PUBLIC SERVICE COMMISSION



Chairman

Vice Chairman



Commissioner



ATTEST:



Executive Director

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