

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF BLUEGRASS)	CASE NO.
WATER UTILITY OPERATING COMPANY, LLC)	2022-00432
FOR AN ADJUSTMENT OF SEWAGE RATES)	

ORDER

This matter is before the Commission upon a motion filed on July 28, 2023, by Bluegrass Water Utility Operating Company, LLC (Bluegrass Water), pursuant to 807 KAR 5:001, Section 22, requesting a deviation from the requirement in 807 KAR 5:001, Section 8(3) that parties upload an electronic version of all papers filed in this proceeding to the Commission’s website using the Commission’s E-Filing System.

LEGAL STANDARD

Section 8(3) of 807 KAR 5:001 provides in an electronic case that “[a]ll papers shall be filed with the commission by uploading an electronic version using the commission’s E-Filing System at <http://psc.ky.gov>.” Pursuant to 807 KAR 5:001, Section 22, the Commission may permit deviations from that requirement in special cases, for good cause shown.

DISCUSSION

Bluegrass Water seeks a deviation for video files being produced in response to Commission Staff’s Fourth Request for Information, Item 10(b). In support of its motion, Bluegrass Water stated that these video files exceed the individual file sizes for uploading

into the Commission's E-Filing System and cannot be further reduced.¹ Counsel for Bluegrass Water contacted Commission Staff to make accommodations to serve the Commission with the video files via electronic share file, thumb drive, or CD so that the video files could be made part of the record and accessible to the public.²

Having reviewed the motion and being otherwise sufficiently advised, the Commission finds that Bluegrass Water has established good cause to permit it to deviate from filing the video files in question electronically pursuant to 807 KAR 5:001 , Section 8(3). The Commission notes that the video files in question exceed the limitation for uploads to the Commission's E-Filing System, and are unable to be reduced. Therefore, the Commission finds that Bluegrass Water's request for a deviation from filing the information electronically pursuant to 807 KAR 5:001 , Section 8(3) should be granted.

IT IS THEREFORE ORDERED that Bluegrass Water's motion for a deviation is granted.

¹ Bluegrass Water's Motion (filed July 28, 2023) at 1–2.

² Bluegrass Water's Motion (filed July 28, 2023) at 1–2.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner



ATTEST:


Executive Director

*Angela M Goad
Assistant Attorney General
Office of the Attorney General Office of Rate
700 Capitol Avenue
Suite 20
Frankfort, KENTUCKY 40601-8204

*Honorable John E Selent
Attorney at Law
Dinsmore & Shohl, LLP
101 South Fifth Street
Suite 2500
Louisville, KENTUCKY 40202

*Sarah D. Reddick
Dinsmore & Shohl, LLP
101 South Fifth Street
Suite 2500
Louisville, KENTUCKY 40202

*Aaron Silas
Central States Water Resources
1650 Des Peres Road
Suite 303
St. Louis, MISSOURI 63131

*Honorable Kerry E Ingle
Attorney at Law
Dinsmore & Shohl, LLP
1400 PNC Plaza
500 West Jefferson Street
Louisville, KENTUCKY 40202

*Edward T Depp
Dinsmore & Shohl, LLP
101 South Fifth Street
Suite 2500
Louisville, KENTUCKY 40202

*R. Brooks Herrick
Dinsmore & Shohl, LLP
101 South Fifth Street
Suite 2500
Louisville, KENTUCKY 40202

*Lawrence W Cook
Assistant Attorney General
Office of the Attorney General Office of Rate
700 Capitol Avenue
Suite 20
Frankfort, KENTUCKY 40601-8204

*Cameron R Culbertson
Scott County Attorney
198 E. Washington St.
Georgetown, KENTUCKY 40324

*Bluegrass Water Utility Operating Company, LLC
1630 Des Peres Road, Suite 140
St. Louis, MO 63131

*Honorable David Edward Spenard
Strobo Barkley PLLC
239 South 5th Street
Ste 917
Louisville, KENTUCKY 40202

*Michael West
Office of the Attorney General Office of Rate
700 Capitol Avenue
Suite 20
Frankfort, KENTUCKY 40601-8204

*Dave Woodsmall
Central States Water Resources
1650 Des Peres Road
Suite 303
St. Louis, MISSOURI 63131

*Russ Mitten
Central States Water Resources
1650 Des Peres Road
Suite 303
St. Louis, MISSOURI 63131

*John Horne
Office of the Attorney General Office of Rate
700 Capitol Avenue
Suite 20
Frankfort, KENTUCKY 40601-8204

*Randal A. Strobo
Strobo Barkley PLLC
239 South 5th Street
Ste 917
Louisville, KENTUCKY 40202