

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF NORTH)	CASE NO.
MERCER WATER DISTRICT FOR A RATE)	2023-00185
ADJUSTMENT PURSUANT TO 807 KAR 5:076)	

ORDER

On December 27, 2023,¹ North Mercer Water District (North Mercer District) filed its application with the Commission requesting an adjustment to its water rates pursuant to 807 KAR 5:076.² The Commission established a procedural schedule by Order dated January 12, 2024, that, among other things, requires Commission Staff to file with the Commission and serve upon all parties of record a written report (Commission’s Staff Report) containing its findings and recommendations regarding North Mercer District’s requested water rate adjustment, no later than April 23, 2024.

Due to additional information that needs to be collected, the Commission, on its own motion, finds that the procedural schedule established on January 12, 2024, should

¹ North Mercer District tendered its application on June 12, 2023, using the wrong test year. By letter dated June 28, 2023, the Commission rejected the application for filing deficiencies. On July 20, 2023, North Mercer District filed a response requesting a deviation from the test year requirement or an extension of time to resubmit an amended application. By Order dated September 12, 2023, the Commission denied the request for a deviation and granted the request for additional time to submit an amended application using the correct test year. North Mercer District tendered its amended application on December 14, 2023. By letter dated December 18, 2023, the Commission rejected the application for filing deficiencies. The deficiencies were subsequently cured, and the application is deemed filed on December 27, 2023.

² Pursuant to 807 KAR 5:076, Section 7(2), if the Commission has not issued an order after six months from the date an alternative rate filing application is deemed filed, the utility may place the proposed rates into effect, subject to refund, pending the Commission’s order upon filing written notice with the Commission of its intent to do so. Otherwise, an applicant using the alternative rate filing procedure may not place the proposed rates into effect until the Commission has issued an order approving the rates. 807 KAR 5:076, Section 7(1).

be amended to afford Commission Staff additional time to prepare and file the Commission Staff's Report. Specifically, the Commission finds that the date for filing the Commission Staff's Report should be extended to May 28, 2024, and a virtual Informal Conference should be scheduled during the week of April 15, 2024.

After Commission Staff's Report is filed on or before the amended deadline of May 28, 2024, North Mercer District will have 14 days to file a written response to Commission Staff's Report.³ If North Mercer District does not file written objections to a finding contained in Commission Staff's Report within 14 days after the date of the filing of Commission Staff's Report, it shall be deemed a waiver of all objections to that finding.⁴

IT IS THEREFORE ORDERED that:

1. The procedural schedule established on January 12, 2024, is amended.
2. Commission Staff's Report shall be filed no later than May 28, 2024.
3. A virtual Informal Conference shall be scheduled during the week of April 15, 2024.
4. Commission Staff will schedule the conference in a subsequent notice and will contact the participants by electronic mail to provide details for joining the conference by video link.
5. North Mercer District shall file its written response, if any, to Commission Staff's Report within 14 days of the filing of the Commission Staff's Report.

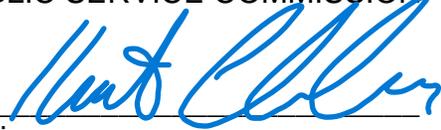
³ 807 KAR 5:076, Section 11(3)(a).

⁴ 807 KAR 5:076, Section 11(3)(c).

6. All provisions of the Commission's January 12, 2024 Order that are in conflict with the provisions of this Order are vacated, and all other provisions not in conflict with the provisions of this Order shall remain in effect.

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PUBLIC SERVICE COMMISSION



Chairman



Vice Chairman



Commissioner



ATTEST:



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