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Case Management System - KY Public Service Commission*Regular Cases Before the Commission as of June 30, 2024***2019-00360**

RECEIVED: 10/21/19

FILED: 10/21/19

FINAL: 08/25/23

REOPENED:

SUSPENSION DATE:

CASE NATURE: Bluegrass Water Utility Operating Company, LLC

CASE CODE

Transfer / Sale / Purchase / Merger

UTILITIES:

Center Ridge Water District No. 2

JoAnn Estates Utilities, Inc.

River Bluffs, Inc.

HEARINGS:

07/08/20

Informal Conference

INDEX OF EVENTS:

08/25/23 Order Entered: this case is closed and removed from the Commission's docket.

05/26/23 Edward T. Depp Bluegrass Water Utility Operating Company, LLC Notice of Substitution of Counsel

04/03/23 Edward T. Depp Bluegrass Water Utility Operating Company, LLC Notice of Compliance with Ordering Paragraph 3 of Final Order.

03/18/22 Kathryn A. Eckert Bluegrass Water Utility Operating Company, LLC Organization Chart of Bluegrass Water and its affiliates, in accordance with Condition #3

12/09/21 Order Entered: 1. Bluegrass Water's motion for confidential treatment is granted. 2. The designated material granted confidential treatment by this Order shall not be placed in the public record or made available for public inspection for five years or until further Order of this Commission. 3. Use of the designated material granted confidential treatment by this Order in any Commission proceeding shall comply with 807 KAR 5:001, Section 13(9). 4. Bluegrass Water shall inform the Commission if the designated material granted confidential treatment by this Order becomes publicly available or no longer qualifies for confidential treatment.

06/29/21 Kathryn A. Eckert Bluegrass Water Utility Operating Company, LLC One year operations report with cover letter

04/16/21 Katherine K. Yunker Bluegrass Water Utility Operating Company, LLC Notice of Filing with Amended and Restated Guaranty by CSWR, LLC

03/31/21 Kathryn A. Eckert Bluegrass Water Utility Operating Company, LLC Organization Chart of Bluegrass Water and its affiliates, in accordance with Condition #3

02/11/21 Kathryn A. Eckert Bluegrass Water Utility Operating Company, LLC Bluegrass Waters 6th month performance report in compliance with 2/17/20 Order Appendix Condition #10

07/31/20 Robert C. Moore River Bluffs, Inc. Request for Extension of Time to File Final Annual Report

07/24/20 Kathryn A. Eckert Bluegrass Water Utility Operating Company, LLC Bluegrass Waters Motion for Confidential Treatment

07/24/20 Kathryn A. Eckert Bluegrass Water Utility Operating Company, LLC Bluegrass Waters Notice of Compliance Filing re Financial Instrument

07/22/20 Katherine K. Yunker Bluegrass Water Utility Operating Company, LLC 1st-month service statistics report for water service to former Center Ridge customers

07/08/20 Order Entered: 1. Bluegrass Water's motion for an informal conference is granted. 2. A telephonic informal conference shall be held on Wednesday, July 8, 2020, at 3:30 p.m. Eastern Daylight Time. 3. Commission Staff will contact participants by electronic mail to provide details for joining the informal conference by telephone.

06/29/20 Katherine K. Yunker Bluegrass Water Utility Operating Company, LLC Notice re approval Condition #5 (posting after requested informal conference)

06/29/20 Kathryn A. Eckert Bluegrass Water Bluegrass Waters Post-Closing Accounting Entries for Center Ridge for compliance with Order Appendix Condition #1

06/24/20 Kathryn A. Eckert Bluegrass Water Bluegrass Water 1st Month Performance Report for Joann Estates and River Bluffs (Appendix Condition # 9)

06/19/20 PSC Receipt of Payment - Center Ridge Water District

06/16/20 Katherine K. Yunker Bluegrass Water Utility Operating Company, LLC Motion for Informal Conference and Notice of Withdrawal of proposed financial instrument

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06/12/20	Kathryn A. Eckert Center Ridge Water District, Inc. Notice of Proof of Payment by Center Ridge in Compliance with 2/17/20 Ordering ¶2 and Appendix Condition #20
06/12/20	Center Ridge Water District \$2,500 Penalty Payment
06/08/20	Kathryn A. Eckert Bluegrass Water Notice of 5/29/20 Transfer Date - Assets of Center Ridge
05/29/20	Kathryn A. Eckert Bluegrass Water Bluegrass Waters Post-Closing Accounting Entries for Joann Estates and River Bluffs for compliance with Order Appendix Condition #1
05/01/20	Kathryn A. Eckert Bluegrass Water Notice of 4/30/2020 Transfer Date -- Assets of Joann Estates and River Bluffs
03/26/20	Katherine K. Yunker Bluegrass Water Utility Operating Company, LLC YE 2019 Organization Chart of Bluegrass Water and its affiliates, in accordance with Condition #3
03/23/20	Kathryn A. Eckert Bluegrass Water Notice of Compliance Filing - Permit for Joann Estates
03/16/20	Kathryn A. Eckert Bluegrass Water Notice of Compliance Filing - Plan re Capital Structure
03/10/20	Order Entered: 1. Joint Applicant's motion for confidential protection is granted. 2. Joint Applicant's request to keep the information identified out of the public record and not be subject to public inspection for a period of five years is granted as to Exhibits F and G. 3. Joint Applicant's request to keep the information identified out of the public record and not be subject to public inspection for five years is denied as to Exhibits C - E and Exhibit I. 4. The designated material in Exhibits F and G shall not be placed in the public record or made available for public inspection for five years, or until further Orders of this Commission. 5. The designated material in Exhibits C-E and Exhibit I shall not be placed in the public record or made available for public inspection until the transactions have closed. Within five days from each of the dates of the closing of the transactions, Joint Applicants shall submit written notification to the Commission, advising either that the information discussed herein no longer qualifies for confidential treatment or requesting that the information continue to be treated as confidential and demonstrating that the information still falls within the exclusions established in KRS 61.878.
03/10/20	Order Entered: 1. Joint Applicant's motion for confidential protection is granted. 2. Joint Applicant's request to keep the information identified out of the public record and not be subject to public inspection for a period of five years is granted as to Request No. 10. 3. Joint Applicant's request to keep the information identified out of the public record and not be subject to public inspection for five years is denied as to Request No. 6. 4. The designated material in Request No. 10 shall not be placed in the public record or made available for public inspection for five years, or until further Orders of this Commission. 5. The designated material in Request No. 6 shall not be placed in the public record or made available for public inspection until the transactions have closed. Within five days from each of the dates of the closing of the transactions, Joint Applicants shall submit written notification to the Commission, advising either that the information discussed herein no longer qualifies for confidential treatment or requesting that the information continue to be treated as confidential and demonstrating that the information still falls within the exclusions established in KRS 61.878.
03/06/20	Kathryn A. Eckert Bluegrass Water Notice of Compliance Filing-Acknowledgement and Acceptance of Conditions required by 2/17/2020 Order
02/17/20	Final Order Entered: 1. The transfer of Center Ridge Water, Joann Estates, and River Bluffs is conditionally approved, subject to Bluegrass Water and Josiah Cox accepting the conditions set forth in the Appendix to this Order. 2. The transfer of Center Ridge Water, Joann Estates, and River Bluffs is also contingent upon Center Ridge Water's payment of the refund to customer Peggy S. Rose pursuant to the Commission's Order in Case No. 2017-00164 and for the \$2,500 penalty pursuant to the Commission's Order in Case No. 2017-00359. Within 20 days of payment of the refund and penalty, Center Ridge Water shall file with the Commission proof of payment. 3. The proposed transfer of control shall not proceed unless the Commission receives, within 20 days of the date of this Order, written acknowledgements of Josiah Cox and, on behalf of Bluegrass Water and its affiliates by each entity's chief executive officer, that each of the entities accept and agree to be bound by the commitments set forth in the Appendix to this Order. 4. Within ten days of completion of the transfer of Center Ridge Water, Joann Estates, and River Bluffs to Bluegrass Water, Bluegrass Water shall notify the Commission in writing of the date that each transfer occurred.
12/19/19	Kathryn A. Eckert Center Ridge Center Ridges Response to Commission Staffs Second Request for Information
12/13/19	Commission Staff's Second Request for Information to Bluegrass Water Utility Operating Company, LLC, Center Ridge Water District, Inc., Joann Estates Utilities, Inc., and River Bluffs, Inc.
12/06/19	Katherine K. Yunker Bluegrass Water Utility Operating Company, LLC Motion for Confidential Treatment of material in Response to 1st Staff Requests for Information and corresponding cover letter

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12/06/19 Kathryn A. Eckert Applicants Response to Commission Staffs First Request for Information and corresponding cover letter

11/22/19 Commission Staff's First Request for Information to Bluegrass Water Utility Operating Company, LLC, Center Ridge Water District, Inc., Joann Estates Utilities, Inc., and River Bluffs, Inc.

11/05/19 Order Entered: 1. The time in which the Commission shall render its decision on the Joint Applicants' application is extended an additional 60 days from December 20, 2019, to February 18, 2020, pursuant to KRS 278.020(6). 2. Any motion to intervene shall be filed by November 20, 2019. 3. Any motion to intervene filed after November 20, 2019, shall show a basis for intervention and good cause for being untimely. If the untimely motion is granted, the movant shall accept and abide by the existing procedural schedule. 4. Requests for information to Joint Applicants shall be filed no later than November 22, 2019. 5. Joint Applicants' responses to requests for information shall be filed no later than December 6, 2019. 6. Supplemental requests for information to Joint Applicants shall be filed no later than December 13, 2019. 7. Joint Applicants' responses to supplemental requests for information shall be filed no later than December 20, 2019. 8. A formal evidentiary hearing shall be scheduled at a later date. 9. Joint Applicants' Motion to Amend Style of Case is granted. 10. The case style for this proceeding is amended by deleting the name of Delaplain Disposal, and all documents filed in the future shall contain the amended case style.

10/31/19 No deficiency letter

10/21/19 Kathryn A. Eckert Joint Applicants Motion for Confidential Treatment of Joint Application Exhibits

10/21/19 Kathryn A. Eckert Joint Applicants Joint Application for approval of Proposed Acquisition by Bluegrass Water and the Transfer of Ownership and Control of Assets by: Center Ridge, Joann Estates, and River Bluffs

10/21/19 Kathryn A. Eckert Joint Applicants Motion to Amend Style of Case

10/11/19 Kathryn A. Eckert Bluegrass Water Utility Operating Company, LLC Letter notifying Commission of delay in filing the Application and attendant submissions

09/24/19 Acknowledge Receipt of Filing

09/23/19 Bluegrass Water Utility Operating Company, LLC, Center Ridge Water District, Inc., Delaplain Disposal Company, Joann Estates Utilities, Inc., and River Bluffs, Inc. Notice of Intent to File an Application for the Proposed Acquisition and Transfer of Ownership and Control of Assets Using Electronic Filing Procedures

Total Number of Cases: 1