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**Case Management System - KY Public Service Commission***Regular Cases Before the Commission as of April 30, 2024***2019-00278**

RECEIVED: 08/27/19

FILED: 08/27/19

FINAL: 08/12/21

REOPENED:

SUSPENSION DATE:

CASE NATURE: Blue Jay Communications, Inc. Alleged Violation of Underground Facility Damage Prevention Act

**CASE CODE**

Damage Prevention

**HEARINGS:**

01/24/20 Formal Hearing  
 11/22/19 Formal Hearing  
 09/27/19 Formal Hearing

**INDEX OF EVENTS:**

08/12/21 NOTICE OF SATISFACTION  
 06/30/20 Final Order Entered: 1. Blue Jay Communications, Inc. be and it is hereby assessed a civil penalty of \$250 for violation of KRS 367.4911(10) and an additional civil penalty of \$1,000 for violation of KRS 367.4917(4). 2. Blue Jay Communications, Inc. shall pay the sum of \$1,250 within thirty days of the date of this Order by cashier's check or money order payable to the Kentucky State Treasurer and mailed or delivered to the office of the Kentucky Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky 40602.

03/13/20 Notice of Filing  
 03/06/20 Blue Jay Communications, Inc. Post-Hearing Brief  
 02/14/20 Notice of Filing  
 02/04/20 Notice of Filing Hearing Documents  
 01/24/20 Order Entered: 1. The Division of Inspections shall file a brief in support of its position on or before Friday, February 14, 2020. 2. Blue Jay Communications, Inc. shall file a memorandum brief in support of its position on or before Friday, March 6, 2020. 3. The Division of Inspections shall file its reply brief on or before March 13, 2020. 4. This case shall stand submitted for decision by the Commission effective 12:01 a.m., on Saturday, March 14, 2020.

01/24/20 Notice of Filing  
 01/17/20 Blue Jay Communications, Inc. Notice of Filing  
 12/11/19 Order Entered: 1. Blue Jay Communications, Inc., shall appear on January 24, 2020, at 9 a.m. Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard in Frankfort, Kentucky, for the purpose of presenting evidence concerning the alleged violation of the Underground Facility Damage Prevention Act, and showing cause why it should not be subject to the penalties prescribed in KRS 367.4917(1) and (4) for this alleged violation. 2. Any partnership, corporation, or business entity (including a limited liability company) must be represented by an attorney licensed to practice law in Kentucky, and such representation includes the filing of papers with the Commission and appearances at hearings before the Commission. 3. The January 24, 2020 hearing shall be recorded by video only.

11/19/19 Order Entered: 1. The hearing scheduled for November 22, 2019, is continued until January 24, 2020. 2. Blue Jay shall appear on January 24, 2020, at 9 a.m. Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky.

11/05/19 Blue Jay Communications, Inc. Motion to Reschedule Hearing  
 11/01/19 Notice of Filing  
 11/01/19 Notice of Filing  
 09/23/19 Order Entered: 1. Blue Jay's request for a determination that it complied with the Kentucky Underground Facility Damage Prevention Act is denied. 2. The hearing scheduled for September 27, 2019, is continued until November 22, 2019. 3. Blue Jay shall appear on November 22, 2019, at 9 a.m., Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky.

09/16/19 Blue Jay Communications, Inc. Response to Commission Order  
 09/10/19 Notice of Filing  
 08/27/19 Order Entered: 1. Blue Jay Communications, Inc. shall submit to the Commission a written response to the allegations contained in the Staff Incident Report within 20 days of the date of this Order. 2. Blue Jay Communications, Inc. shall appear on September 27, 2019, at 9 a.m. Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard in

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Frankfort, Kentucky, for the purpose of presenting evidence concerning the alleged violation of the Underground Facility Damage Prevention Act, and showing cause why it should not be subject to the penalties prescribed in KRS 367.4917(1) and (4) for this alleged violation. 3. The September 27, 2019 hearing shall be recorded by videotape only. 4. A person shall not file a paper or appear at a hearing on behalf of, or otherwise represent, a partnership, corporation, or business entity (including a limited liability company) or another person unless the person is an attorney licensed to practice law in Kentucky. 5. The Staff Incident Report in the Appendix to this Order is made a part of the record in this case. 6. This Order shall be served via certified mail, return receipt accepted, to Blue Jay Communications, Inc., c/o John F. Houlihan, Agent for Service of Process, 2110 Spencer Court, La Grange, Kentucky, 40031.

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Total Number of Cases: 1