

COMMONWEALTH OF KENTUCKY
BEFORE THE UTILITY REGULATORY COMMISSION

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IN THE MATTER OF:

ANNUAL REPORT FOR CALENDAR)
YEAR 1979 REQUIRED BY URC) ADMINISTRATIVE
REGULATION 807 KAR 25:020-) CASE NO. 225
GENERAL RULES, SECTION NO.)
3(1))

RE: Overland Development, Inc.

O R D E R

On January 2, 1980, two (2) copies of the annual report form, which contains a Balance Sheet, Statement of Income and supporting schedules were mailed to all utilities subject to this Commission's jurisdiction. This report was to be completed for the calendar year 1979 and filed with this Commission on or before March 31, 1980, as required by URC Regulation 807 KAR 25:020 - General Rules, Section No. 3(1).

Findings

The Commission having been advised of the fact that the above-named utility has failed to comply with the above-cited regulation is of the opinion and finds:

(1) That failure by this utility to file an annual report is a violation of the Commission's Rules and Regulations; that such failure is interpreted by the Commission as contempt for the above-cited regulation; and that the Commission should seek a contempt citation from the appropriate circuit court.

(2) That the Commission should seek the maximum penalty authorized by KRS 278.990 if the annual report form for the calendar year 1979 is not filed within thirty (30) days of the date of this order.

(3) That a copy of KRS 278.990 should be attached and made a part of this order.

IT IS THEREFORE ORDERED that the above-named utility file with this Commission its annual report form for the calendar year 1979 within thirty (30) days of the date of this order.

IT IS FURTHER ORDERED that should the utility fail to file its annual report form for 1979 within thirty (30) days from the date of this order the Commission shall direct its legal staff to seek the maximum penalty authorized by KRS 278.990 and obtain a contempt citation from the appropriate circuit court.

IT IS FURTHER ORDERED that a copy of KRS 278.990, setting forth the maximum penalty for failure to file, be attached to and made a part of this order.

Done at Frankfort, Kentucky this the 16th day of July, 1980.

UTILITY REGULATORY COMMISSION

Chairman

Vice Chairman

Commissioner