

COMMONWEALTH OF KENTUCKY
BEFORE THE UTILITY REGULATORY COMMISSION

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In the Matter of:

THE PLAN TO REFUND OF)
UNAUTHORIZED RATES BY) CASE NO. 7798
OLDHAM COUNTY WATER)
DISTRICT)

SHOW CAUSE ORDER

On March 28, 1980, Oldham County Water District hereinafter referred to as the District, filed its application and notice seeking approval of (1) Interim Rates; (2) Permanent Rates; (3) Long Term Financing from Farmers Home Administration (FmHA); (4) A Certificate of Convenience and Necessity; (5) and Authority to file Cost Information after bids were received.

The matter was set for hearing May 22, 1980 at 10:00 a.m. in Frankfort, Kentucky. At the hearing, the District incorporated, by reference in this Case, the data filed in its rate application in Case No. 7390. In case 7390, the District placed the requested rates into effect subject to refund on October 1, 1979. By Order dated January 10, 1980, in Case No. 7390, the Commission dismissed the request for a rate increase and further ordered the District to file a plan by which it would refund to its customers the excess of amounts collected under rates placed in effect October 1, 1979, subject to refund. The District appealed the Commission's decision to the Franklin Circuit Court and asked that the rates placed in effect on October 1, 1979, remain in effect. Although the District received no Order from the court to stay the Commission's decision, they continued to charge the rates.

By Order dated July 2, 1980, in Case 7798, the Commission ordered Oldham County Water District to file within thirty (30) days a proposed plan to refund the excess of amounts collected from rates placed in effect October 1, 1979, to the date of the Order. On July 21, 1980, the District filed a Motion for extension of time of an additional thirty (30) days or until September 2, 1980 to file their proposed plan to refund. On August 4, 1980, the Commission, by its Order in this case, granted the additional thirty (30) days or

until September 2, 1980 to Oldham County Water District to file its proposed plan to refund. To this date, Oldham County Water District has not filed a proposed plan to refund.

Pursuant to KRS 278.260 and upon its own motion, the COMMISSIONS HEREBY ORDERS that Oldham County Water District shall appear and give testimony, if any they can, why they should not be fined the maximum penalty provided in KRS 278.990 for failure to submit a proposed plan to refund as ordered on July 2, 1980, and on August 2, 1980.

IT IS FURTHER ORDERED that the record in Case No. 7390 be, and it hereby is, made a part of the record in this proceeding.

IT IS FURTHER ORDERED that this matter be, and it hereby is, set for hearing on the 22nd day of January, 1981, at 1:30 p.m., Eastern Standard Time, in the Commission's Office at Frankfort, Kentucky.

Done at Frankfort, Kentucky, this the 18th day of December, 1980.

UTILITY REGULATORY COMMISSION

Did not participate
Chairman

Vice Chairman

Commissioner

ATTEST:

Secretary

COMMONWEALTH OF KENTUCKY
BEFORE THE UTILITY REGULATORY COMMISSION

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In the Matter of

AN ADJUSTMENT OF RATES AND AUTHORITY)
TO BUILD AND FINANCE ELEVATED TANK) CASE NO. 8043
OF HENRY COUNTY WATER DISTRICT NO. 2)

O R D E R

IT IS ORDERED That Henry County Water District No. 2 shall file an original and five (5) copies of the following information with the Commission (with a copy to the Attorney General's Consumer Intervention Division) by January 5, 1981:

1. detailed billing analysis showing number of bills and gallons used in each rate block for test year;
2. plan of financing project;
3. bid tabulation;
4. tank specifications;
5. tank plans;
6. calculations showing increase in cost to produce water;
7. preliminary Engineering report if available;
8. how many residential customers and total gallon use;
9. residential average water usage.

Done at Frankfort, Kentucky, this 18th day of December, 1980.

UTILITY REGULATORY COMMISSION

For the Commission

ATTEST:

Secretary