

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF THE MUHLENBERG )  
COUNTY WATER DISTRICT, A WATER )  
DISTRICT ORGANIZED PURSUANT TO )  
CHAPTER 74 OF THE KENTUCKY ) CASE NO. 9019  
REVISED STATUTES FOR A GENERAL )  
ADJUSTMENT OF RATES AND REVISION )  
OF RATES )

ORDER

On December 27, 1984, Muhlenberg County Water District ("Muhlenberg County") filed a motion to withdraw this case because delays in obtaining accurate financial information leave the Commission unable to render a decision within the 10-month time period allowed to decide a rate case as set out in KRS 278.190(3). The motion further requests that this matter be redocketed under a new case thereby allowing additional time for its application to be fully considered.

After review of the record, and being advised, the Commission finds that:

1. Muhlenberg County's motion should be sustained and this case should be denied without prejudice because the Commission cannot render a decision within the 10-month time frame provided by statute due to the lateness of the financial information filed by Muhlenberg County.

2. A new docket should be established by separate Order and the record in this case should be incorporated by reference so that the Commission may fully consider Muhlenberg County's proposal.

3. The interim rates granted Muhlenberg County by the Order issued on September 26, 1984, should be denied and a full refund should be made to all customers of Muhlenberg County. However, the Commission will not require Muhlenberg County to disseminate this refund to its customers until after a final Order in the new docket in which Muhlenberg County's financial integrity can be fully evaluated.

IT IS THEREFORE ORDERED that Muhlenberg County's application to adjust its rates be and it hereby is denied.

IT IS FURTHER ORDERED that the interim rates approved for Muhlenberg County on September 26, 1984, be and they hereby are denied, and all increased revenue collected under these interim rates must be refunded to Muhlenberg County's customers. However, Muhlenberg County is not required to disseminate this refund to its customers until after a final ruling by the Commission in Case No. 9262, the new docket in which Muhlenberg County's proposed rate increase will be evaluated.

Done at Frankfort, Kentucky, this 28th day of January, 1985.

PUBLIC SERVICE COMMISSION

*Richard D. Hanna, Jr.*  
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Chairman

*Paul C. (Spig) L.*  
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Vice Chairman

*Sam Smith*  
\_\_\_\_\_  
Commissioner

**ATTEST:**

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**Secretary**