

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF THE CAWOOD UTILITIES)
DISTRICT, A UTILITIES DISTRICT ORGANIZED)
PURSUANT TO CHAPTER 74 OF THE KENTUCKY)
REVISED STATUTES, OF HARLAN COUNTY,)
KENTUCKY, FOR APPROVAL OF CONSTRUCTION,)
FINANCING, AND RATES)

CASE NO. 10129

O R D E R

Cawood Water District, ("Cawood") by application filed January 8, 1988, is seeking a certificate of public convenience and necessity for \$1,450,000 construction project, approval of initial water service rates and approval of a \$1,450,000 plan of financing composed of a \$383,000 Farmers Home Administration ("FmHA") loan, a \$1,012,000 FmHA grant and \$55,000 from applicants for water service.

All of the Commission's filing requirements for the Cawood application have not been met even though this matter has been on the Commission's docket for more than 6 months. These requirements include a tabulation of bids received from construction contractors in response to Cawood's advertisement for such bids. However, before Cawood can advertise for bids it must have FmHA's approval to proceed with advertisement. FmHA has not granted such approval to Cawood and will not grant such approval to Cawood until all FmHA requirements have been satisfied by Cawood. An indeterminate amount of additional time will pass before Cawood

will be ready to advertise for bids, receive bids, tabulate bids, and file a tabulation with the Commission. Further, Cawood's "Final Engineering Report" cannot be completed and filed until bids have been received and tabulated.

The Commission, after consideration of the application and record in this matter, and being advised, is of the opinion and finds that:

1. In the more than 6 months since Cawood filed its application in this matter, Cawood has not completed and cannot complete the Commission's filing requirements for such an application.

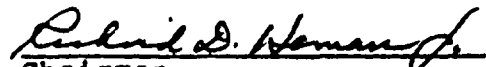
2. The Commission cannot render a proper response to Cawood's application until such time as all information required for its consideration thereof has been filed.

3. This matter should be dismissed from the Commission's docket. Said dismissal should be without prejudice.

IT IS THEREFORE ORDERED that the instant case be dismissed without prejudice.

Done at Frankfort, Kentucky, this 12th day of July, 1988.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman

ATTEST:

Executive Director


Commissioner