

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF CARDINAL UTILITIES,) CASE NO.
INC. FOR THE TRANSFER OF COMMON STOCK) 89-161
TO STEVE POPE)

O R D E R

IT IS ORDERED that Cardinal Utilities, Inc. ("Cardinal") and Steve Pope shall file the original and 10 copies of the following information with the Commission, with a copy to all parties of record, no later than September 10, 1989. If the information cannot be provided by this date, a motion for an extension of time must be submitted stating the reason for the delay and the date by which the information can be furnished. Such motion will be considered by the Commission. Cardinal and Steve Pope shall furnish with each response the name of the witness who will be available for responding to questions concerning the matter inquired about should a public hearing be required in this matter.

1. Provide a copy of the contract of sale and any other documents evidencing the terms of the transfer of the stock of Cardinal to Steve Pope.

2. Does the agreement to purchase the common stock of Cardinal include the sale of the treatment facilities?

3. Provide a copy of a third-party beneficiary agreement guaranteeing the continued operation of the sewage treatment

facilities or other evidence of financial integrity such as will ensure the continuity of sewage service.

4. How long has Steve Pope operated the sewage treatment facilities owned by Cardinal? Since Steve Pope has operated the facilities, have any of the facilities been cited by the Division of Water, Cabinet for Natural Resources and Environmental Protection, or by the Public Service Commission for failure to comply with those agencies' regulations?

5. Identify the person who will be primarily responsible for the daily operations of all Cardinal treatment plants if the transfer is approved. List his qualifications. Is he certified by the Kentucky Board of Certification of Waste Water System Operators? If yes, identify the highest class of system for which he is certified to operate and his certificate number. If no, then when does he expect to be certified?

6. In what classifications (pursuant to 401 KAR 5:010, Section 9) do the waste water facilities owned by Cardinal fall?

7. Provide a copy of Steve Pope's federal and state income tax returns for 1988.

8. Do all of the waste water systems owned by Cardinal have a Kentucky Pollutant Discharge Elimination System permit?

9. Does Steve Pope currently have an ownership interest in any other sewer utilities? If so, name the utilities. Have any of these utilities been cited by the Division of Water, Cabinet for Natural Resources and Environmental Protection or by the Public Service Commission?

