

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AMERICOAL CORPORATION)	
)	
COMPLAINANT)	CASE NO.
)	90-108
VS.)	
)	
BOONE COUNTY WATER AND SEWER DISTRICT)	
)	
DEFENDANT)	
)	
and)	
)	
AN INVESTIGATION OF BOONE COUNTY WATER AND SEWER DISTRICT)	
)	
)	CASE NO.
)	91-220
_____)	
ALLEGED FAILURE TO COMPLY WITH KRS 278.160(2))	


O R D E R

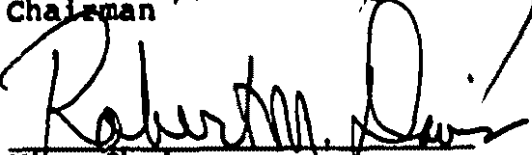
In its response to the Commission's Order of September 6, 1991, Boone County Water and Sewer District ("Boone District") advised the Commission that it is charging and collecting compensation for services not prescribed in its filed rate schedule and that these unprescribed fees are for services other than sewer tap-ins. Such action is prima facie evidence that Boone District has failed to comply with KRS 278.160(2). Accordingly, the Commission finds that scope of its initial inquiry should be expanded to consider all unauthorized fees currently assessed by Boone District for the provision of sewer service.

IT IS THEREFORE ORDERED that Boone District shall, at the scheduled hearing, show cause why it should not be subject to penalties prescribed in KRS 278.990(1) for its alleged assessment for all unauthorized charges related to the provision of sewer service.

Done at Frankfort, Kentucky, this 27th day of September, 1991.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman

Commissioner

ATTEST:


Executive Director