

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

INVESTIGATION INTO ALLEGED UNAUTHORIZED) CASE NO.
CHARGES OF HIGHVIEW SEWER DISTRICT, INC.) 91-317

O R D E R

On September 18, 1991, the Commission initiated an investigation to determine whether Highview Sewer District, Inc. ("Highview") has charged, or is attempting to charge as a condition of service, fees for sewer capacity which have not been approved by the Commission nor filed in its currently effective tariff in violation of KRS 278.160.

On October 22, 1991, the Commission received a letter from Highview that alleged that Dairy Mart, whose information precipitated this investigation by the Commission, had concluded a satisfactory arrangement with John Treitz & Sons, Inc. and that Dairy Mart has no interest in pursuing the investigation by the Commission. Highview also requests that this proceeding be dismissed.

The information contained in Highview's request lacks sufficient detail for the Commission to make a determination of this matter.

IT IS HEREBY ORDERED that Dairy Mart shall file an original and 12 copies of information concerning the status of this case within 10 days from the date of this Order. Specifically, Dairy

Mart needs to send a copy of any written agreement entered into, if any, and a complete statement detailing the arrangement.

Done at Frankfort, Kentucky, this 7th day of November, 1991.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:


Executive Director