

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF AIRVIEW ESTATES, INC.)	
FOR AN ADJUSTMENT OF RATES PURSUANT TO)	CASE NO.
THE ALTERNATIVE RATE FILING PROCEDURE)	93-007
FOR SMALL UTILITIES)	

O R D E R

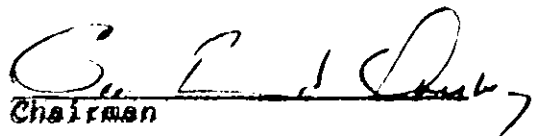
On June 14, 1993, the Attorney General of the Commonwealth of Kentucky ("Attorney General"); Airview Estates, Inc. ("Airview"); and Concerned Citizens of Airview ("Intervenor") filed a joint motion to reconsider the Commission's April 2, 1993 Order denying Airview's motion to hold this case in abeyance pending negotiations with the city of Elizabethtown, Kentucky ("City"), whereby the City will annex Airview and render this application for a rate increase unnecessary.


KRS 278.400 and KRS 278.410(1) require that a party to a Commission proceeding either seek a rehearing with the Commission or file an appeal in Franklin Circuit Court within 20 days after being served with the Order. The express statutory time requirements were not met since the parties filed this motion to reconsider the Commission Order 73 days after it was entered.

Therefore the Commission, being otherwise sufficiently advised, ORDERS that the Joint Motion to Reconsider submitted by the Attorney General, Airview, and the Intervenor be and hereby is denied.

Done at Frankfort, Kentucky, this 24th day of June, 1993.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director