

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

NORTH MARSHALL WATER DISTRICT )  
APPLICATION FOR (1) CERTIFICATION )  
OF PUBLIC CONVENIENCE AND NECESSITY )  
(2) APPROVAL OF FINANCING THROUGH ) CASE NO. 94-003  
K.I.A. (3) GENERAL RATE INCREASE )  
(4) REQUEST FOR APPROVAL OF )  
VARIANCE ON FINANCIAL DATA )

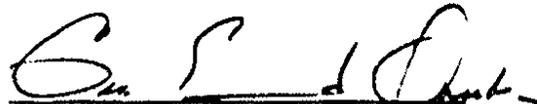
O R D E R

On July 12, 1994, The Coalition for Health Concern ("Coalition") filed a motion for rehearing in this case. The Coalition is an intervenor and was present at and participated in the formal hearing held May 3, 1994. KRS 278.400 provides the mechanism whereby an intervenor may apply to the Commission for rehearing. The statute states, in part, "[a]fter a determination has been made by the Commission in any hearing, any party to the proceedings may, within twenty (20) days after the service of the order upon him, apply for a hearing with respect to any of the matters determined." The final Order was issued in this case on June 17, 1994, yet the Coalition did not file its motion for rehearing until July 12, 1994, twenty-five (25) days later. The Commission finds that it is bound by KRS 278.400 and that it is in the public interest to adhere to this final date, after which rehearing cannot be granted, so that all the parties are fully aware of when the finality of a Commission Order occurs and can act accordingly.

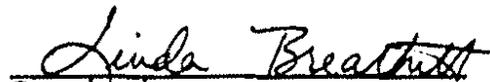
IT IS THEREFORE ORDERED that the motion for rehearing filed by  
The Coalition for Health Concern be and hereby is denied.

Done at Frankfort, Kentucky, this 22nd day of July, 1994.

PUBLIC SERVICE COMMISSION

  
Chairman

  
Vice Chairman

  
Commissioner

ATTEST:

  
Executive Director