

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF FOREST HILLS DEVELOPERS)
SEWAGE TREATMENT PLANT FOR AN)
ADJUSTMENT OF RATES PURSUANT TO THE) CASE NO. 94-264
ALTERNATIVE RATE FILING PROCEDURE FOR)
SMALL UTILITIES)

O R D E R

Southwood Apartments and Brett D. Butler have moved for a hearing in this matter. Southwood Apartments has further moved for the establishment of a discovery schedule.

Having considered these motions and being otherwise sufficiently advised, the Commission finds that both motions should be granted. The Commission, however, cautions all parties that requests for production of documents and requests for interrogatories may be served only upon parties to this proceeding.

IT IS THEREFORE ORDERED that:

1. A formal hearing in this matter shall be held on November 17, 1994, at 9:00 a.m., Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky, and continuing until completed.

2. Each party may, on or before September 23, 1994, serve upon any other party requests for production of documents and written interrogatories to be answered by the party served within 14 days of service.

3. Each party may, on or before September 23, 1994, take the testimony of any person by deposition upon oral examination pursuant to notice or by agreement. Any party taking testimony by deposition shall file with the Commission a transcript of the deposition.

4. Each party may, on or before September 23, 1994, serve upon any other party a written request for admission, for purposes of this proceeding only, of the truth of any matter relevant to this proceeding set forth in the request that relate to statements or opinions of fact or of the application of law to fact. The matter is admitted unless, within 14 days after service of the request, the party to whom the request is directed serves upon the party requesting the admission a written answer or objection. The form of the request for admission and the answer or objection thereto shall otherwise be governed by Kentucky Civil Rule 36.

5. Commission Staff shall file with the Commission, on or before October 21, 1994, a written report containing its findings and recommendations on the application for rate adjustment.

6. Parties wishing to submit written comments on the Commission Staff report shall do so no later than November 4, 1994.

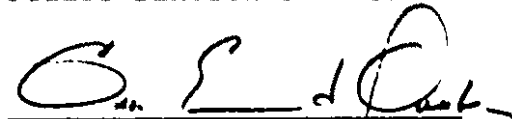
7. An Informal Conference shall be held on November 11, 1994, at 10:00 a.m., Eastern Standard Time, in Conference Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky to consider the simplification of issues, the contents of the record, and any other matters which may aid in the disposition of this proceeding.

8. Forest Hills Developers, Inc. shall give notice of the hearing in accordance with the provisions set out in 807 KAR 5:011, Section 8(5). At the time publication is requested, it shall forward a duplicate of the notice and request to the Commission.

9. Copies of all documents served upon any party shall be served on all other parties and filed with the Commission.

Done at Frankfort, Kentucky, this 30th day of August, 1994.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:


Executive Director