

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PRESTONSBURG CITY UTILITIES' COMMISSION) CASE NO.
WHOLESALE WATER TARIFF) 95-192

O R D E R

The Prestonsburg City Utilities' Commission ("Prestonsburg") has filed Rate Schedules WWS-1 (Authorized Overrun Service) and WWS-2 (Unauthorized Overrun Service) to establish certain rates and rules for the provision of wholesale water service. Prestonsburg proposes that these rate schedules become effective on and after May 1, 1995.

Auxier Water Company, Inc. ("Auxier") and Sandy Valley Water District ("Sandy Valley") have protested the proposed rate schedules and have moved for intervention in this matter.

Having considered the proposed rate schedules and the motions and being otherwise sufficiently advised, the Commission finds that:

1. Pursuant to KRS 278.190, further proceedings are necessary to determine the reasonableness of the proposed rate schedules.

2. Auxier and Sandy Valley are wholesale customers of Prestonsburg and will be affected by the proposed rate schedules.

3. Auxier and Sandy Valley have special interests in this proceeding which are not otherwise adequately represented.

4. The intervention of Auxier and Sandy Valley is likely to present issues and develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings.

IT IS THEREFORE ORDERED that:

1. Proposed Rate Schedules WWS-1 (Authorized Overrun Service) and WWS-2 (Unauthorized Overrun Service) are suspended for five months from May 1, 1995 to September 30, 1995.

2. Within 30 days of the date of this Order, Prestonsburg shall submit the information required by 807 KAR 5:001, Section 10. To the extent that Prestonsburg considers any of the requirements of this regulation to be onerous or inapplicable, it may petition for a deviation from them.

3. Auxier and Sandy Valley shall be entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence and all other documents submitted by parties after the date of this Order.

4. Should Auxier or Sandy Valley file documents of any kind with the Commission in the course of these proceedings, they shall also serve a copy of said documents on all other parties of record.

5. Nothing contained herein shall prevent the Commission from entering a final decision in this case prior to the termination of the suspension period.

Done at Frankfort, Kentucky, this 28th day of April, 1995.

ATTEST:

PUBLIC SERVICE COMMISSION


Executive Director


For the Commission