

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE PETITION OF GEORGE LUCAS, SR.,)
ADDISON WATER AND SEWER FACILITIES, FOR)
APPROVAL OF CONSTRUCTION, FINANCING,) CASE NO. 95-439
RATES AND TRANSFER OF WATER AND SEWER)
FACILITIES)

O R D E R

On October 3, 1995, George Lucas, Sr., d/b/a Addison Water and Sewer Facilities ("Lucas") applied for authority to construct sewer facilities, to finance the construction, to increase sewer rates, and to transfer the water and sewer facilities to Addison Water and Sewer, Inc. Pursuant to 807 KAR 5:001, Section 6(9):

Whenever in these rules it is provided that a financial exhibit shall be annexed to the application, the said exhibit shall cover operations for a twelve (12) month period, said period ending not more than ninety (90) days prior to the date the application is filed. The said exhibit shall disclose the following information in the order indicated below:

(9) Detailed income statement and balance sheet.


Financial statements initially filed by Lucas covered the calendar year 1994, and were thus for a period ending more than 90 days prior to the filing of the application. Lucas later supplemented the initial application with a detailed income statement and balance sheet current to 90 days, but covering only a nine month period. Thus the requirements of 807 KAR 5:001, Section 6(9), were still not met.


According to 807 KAR 5:001, Section 14, permission to deviate from the regulations may be granted for good cause shown. While the requirements of 807 KAR 5:001, Section 6(9), technically have not been met, the Commission has financial information sufficient to process Lucas's application. Lucas should therefore be granted permission to deviate from the requirement of 807 KAR 5:001, Section 6(9).


IT IS THEREFORE ORDERED that Lucas is granted permission to deviate from the requirements of 807 KAR 5:001, Section 6(9), and his application shall be deemed filed as of the date of this Order.

Done at Frankfort, Kentucky, this 1st day of February, 1996.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director