

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

| | | |
|---|---|-----------------|
| MICHAEL TODD KING, D/B/A T.K.'s PUB, INC. |) | |
| |) | |
| COMPLAINANT |) | |
| v. |) | CASE NO. 96-340 |
| |) | |
| SPANISH COVE SANITATION |) | |
| |) | |
| DEFENDANT |) | |

O R D E R

On July 3, 1996, Michael Todd King, d/b/a T.K.'s Pub filed a complaint alleging that Spanish Cove Sanitation, Inc. ("Spanish Cove") had billed in excess of charges contained in its tariff on file with the Commission. Spanish Cove was ordered to satisfy the matters complained of or to file an answer. Spanish Cove's answer was filed on July 29, 1996 generally denying the averments contained in the complaint. Spanish Cove also states that the Complainant occupies a strip mall which has been divided into five separate sections and has five separate water hookups.

The Commission finds that further proceedings are necessary in this case and establishes the following procedural schedule.

IT IS THEREFORE ORDERED that:

1. Each party may, on or before October 17, 1996, serve upon the other party a request for production of documents and written interrogatories to be answered by the party served within 14 days of service.

2. Each party may, on or before November 6, 1996, serve upon the other party a supplemental request for production of documents and supplemental written interrogatories to be answered by the party served within 14 days of service.

3. Each party shall, on or before December 6, 1996, serve upon the other party a written summary of the testimony of the witnesses which are expected to be called at the formal hearing, copies of all exhibits which will be used at that hearing, regardless of whether they are to be introduced, and all preliminary motions and objections, except objections to exhibits. All exhibits shall be appropriately marked.

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

5. A formal hearing in this matter shall be held on December 17, 1996, at 10:00 a.m., Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky, and continuing until completed.

Done at Frankfort, Kentucky, this 25th day of September, 1996.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:


Executive Director