

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN ADJUSTMENT OF RATES OF DELTA
NATURAL GAS COMPANY, INC.

) CASE NO.
) 97-066

O R D E R

During the hearing on September 9, 1997, Delta Natural Gas Company ("Delta") moved for: (1) leave to take the testimony of James K. Sharpe out of order and by deposition; (2) a deviation from the requirements of Administrative Regulation 807 KAR 5:011, Section 8(5); and (3) leave to substitute in its Application a corrected copy of its proposed tariff sheet "PSC No. 8, Original Sheet No. 2, 20th Revised Sheet." Having heard argument on these motions and being otherwise sufficiently advised, the Commission finds that the motions should be granted.

IT IS THEREFORE ORDERED that:

1. The testimony of James K. Sharpe shall be taken out of order and by deposition. The deposition of Mr. Sharpe shall begin on September 15, 1997 at 1:00 p.m., Eastern Daylight Time, in Hearing Room 1, of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky.

2. Prior to the completion of Mr. Sharpe's deposition, no Delta employee or agent shall discuss with or communicate to him the testimony given under cross-examination by any Attorney General witness at the September 9, 1997 hearing.

3. Immediately upon completion of Mr. Sharpe's deposition, the Attorney General may present for deposition any of his witnesses who testified at the September 9, 1997 hearing. Questioning of such witnesses shall be limited to the establishment of a foundation for the introduction of evidentiary exhibits and to Mr. Sharpe's testimony under cross-examination.

4. Delta is authorized to deviate from the requirements of Administrative Regulation 807 KAR 5:011, Section 8(5), as they relate to the publication of notice of the September 9, 1997 hearing in the Berea Citizen.

5. Delta is granted leave to substitute in its Application a corrected copy of its proposed tariff sheet "PSC No. 8, Original Sheet No. 2, 20th Revised Sheet" for that found in its Application.

Done at Frankfort, Kentucky, this 12th day of September, 1997.

PUBLIC SERVICE COMMISSION


Lyida K. Breathitt
For the Commission

ATTEST:


Don Mills
Executive Director