

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE VERIFIED JOINT APPLICATION)	
OF BOONESBORO WATER)	
ASSOCIATION, INC. AND)	
KENTUCKY-AMERICAN WATER)	
COMPANY FOR APPROVAL OF THE)	CASE NO. 97-320
TRANSFER OF THE OWNERSHIP OF)	
THE ASSETS OF BOONESBORO)	
WATER ASSOCIATION, INC. TO)	
KENTUCKY-AMERICAN WATER)	
COMPANY)	

O R D E R

Boonesboro Water Association, Inc. and Kentucky-American Water Company (collectively "Joint Applicants") have moved the Commission pursuant to KRS 278.340 for an Order permitting them to depose John D. Ober. Winchester Municipal Utilities Commission and the City of Winchester, Kentucky (collectively "Winchester") have moved to reschedule the hearing presently scheduled for September 19, 1997, to September 22, 1997. Having considered the motions and being otherwise sufficiently advised, the Commission finds they should be granted. Furthermore, the Commission finds that the procedural schedule in this matter should be modified.

IT IS THEREFORE ORDERED that:

1. Joint Applicants' motion for permission to depose John D. Ober is granted.
2. Winchester's motion to postpone the hearing now scheduled for September 19, 1997 is granted.

3. The procedural schedule set forth in the Commission's Order of August 25, 1997 is vacated and replaced by the procedural schedule appended hereto.

4. A formal hearing in this matter shall begin at 9:00 a.m., Eastern Daylight Time, on September 22, 1997 in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky.

5. Opening statements at the scheduled hearing, if any, shall be presented in the following order: Joint Applicants, Winchester, and Attorney General ("AG"). No opening statement shall exceed 10 minutes in length.

6. The presentation of witnesses shall be in the following order: Joint Applicants, Winchester, and AG.

7. Direct examination of witnesses who have submitted written direct and rebuttal testimony shall be limited to the authentication and adoption of that written testimony. No summarization of written testimony by the witness shall be permitted.

8. Cross-examination of witnesses shall be in the following order: Joint Applicants, Winchester, AG, and Commission Staff.

9. Closing arguments at the scheduled hearing, if any, shall be presented in the following order: AG, Winchester, and Joint Applicants.

10. Any party may within 7 days of the hearing submit a written brief. Briefs shall not exceed 15 pages in length.

11. All provisions of the Commission's Order of August 25, 1997 which conflict with the provisions of this Order are vacated. All other provisions of that Order remain in full force and effect.

Done at Frankfort, Kentucky, this 3rd day of September, 1997.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:


Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 97-320 DATED 9/3/97

Joint Applicants shall file responses to
supplemental requests for information no later than 9/5/97

All parties shall file their witnesses' testimony, if any, in
verified prepared form no later than 9/11/97

Last day for Joint Applicants to publish notice of hearing date 9/15/97

Rebuttal testimony, if any, shall be filed in verified
prepared form no later than 9/18/97

Public Hearing is to begin at 9:00 a.m., Eastern
Daylight Time, in Hearing Room 1 of the Commission's
offices at 730 Schenkel Lane, Frankfort, Kentucky,
for the purpose of cross-examination of witnesses
of Joint Applicants and Intervenors 9/22/97

Briefs, if any, shall be filed no later than 9/29/97