

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

BURKE REALTY COMPANY, INC.)	
)	
COMPLAINANT)	
)	
v.)	CASE NO. 97-323
)	
KENTUCKY TURNPIKE WATER DISTRICT)	
)	
DEFENDANT)	

ORDER

Kentucky Turnpike Water District having moved for leave to file a supplemental response to the motion for interim relief and the Commission finding good cause, IT IS HEREBY ORDERED that the motion is granted.


Done at Frankfort, Kentucky, this 22nd day of December, 1997.

PUBLIC SERVICE COMMISSION



For the Commission

ATTEST:



Executive Director

COMMONWEALTH OF KENTUCKY
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In the Matter of:

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COMPLAINANT)	
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V.)	CASE NO. 97-323
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KENTUCKY TURNPIKE WATER DISTRICT)	
)	
DEFENDANT)	

O R D E R

On December 18, 1997, the Commission conducted a hearing on Complainant's Motion for Interim Relief. During this hearing, Complainant and Defendant requested additional time to address and to resolve the issues which the motion presents. Finding that the parties should be granted additional time to resolve these issues and a procedural schedule should be established for this process, the Commission HEREBY ORDERS that:

1. On or before December 30, 1997, Kentucky Turnpike Water District ("Kentucky Turnpike") may file with the Commission a response to Complainant's Rebuttal Memorandum.

2. On or before December 30, 1997, Kentucky Turnpike shall file with the Commission a list of all conditions of service which Complainant has not yet met and which prevents Kentucky Turnpike from providing utility service to Complainant.

3. On or before January 9, 1998, Complainant may file with the Commission a reply to Kentucky Turnpike's response.

4. On or before January 9, 1998, Complainant shall file with the Commission a response to Kentucky Turnpike's list of unmet conditions of service.

5. An informal conference shall be held in this matter on January 23, 1998, at 10:00 a.m., Eastern Standard Time, in Conference Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky, to discuss the conditions of service which Kentucky Turnpike alleges that Complainant has failed to meet and that prevent Kentucky Turnpike from providing utility service to Complainant.

6. A formal hearing on Complainant's Motion for Interim Relief shall be held on February 5, 1998 at 9:00 a.m., Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky, and continuing until completed. The scope of this hearing is limited to taking evidence on the conditions of service which Kentucky Turnpike alleges that Complainant has failed to meet and that prevent Kentucky Turnpike from providing utility service to Complainant.

7. All documents which this Order requires to be filed with the Commission shall be served upon the opposing party by facsimile and by first class mail or express mail.

8. To be timely filed with the Commission, a document must be received by the Secretary of the Commission within the specified time for filing except that any document shall be deemed timely filed if it has been transmitted by United States express mail, or by other recognized mail carriers, with the date of the transmitting

agency received said document from the sender noted by the transmitting agency on the outside of the container used for transmitting, within the time allowed for filing.

Done at Frankfort, Kentucky, this 22nd day of December, 1997.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:


Executive Director