COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF WILLOW CREEK SEWER) SYSTEM FOR AN ADJUSTMENT OF RATES) PURSUANT TO THE ALTERNATIVE RATE) FILING PROCEDURE FOR SMALL UTILITIES)

CASE NO. 97-459

<u>ORDER</u>

This matter arising upon the motions of the Willow Creek Homeowners' Association and Robert L. Madison (hereinafter referred to collectively as "Petitioners") for full intervention, and it appearing to the Commission that Petitioners have a special interest which is not otherwise adequately represented, and that such intervention is likely to present issues and develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings, and this Commission being otherwise sufficiently advised,

IT IS HEREBY ORDERED that:

1. The motions of Petitioners to intervene are granted.

2. Each Petitioner shall be entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order.

3. Should any Petitioner file documents of any kind with the Commission in the course of these proceedings, said Petitioner shall also serve a copy of said documents on all other parties of record.

Done at Frankfort, Kentucky, this 10th day of December, 1997.

PUBLIC SERVICE COMMISSION

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For the Commission

ATTEST:

Executive Director

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

HANS W. KALLENBERGER

COMPLAINANT

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HENRY COUNTY WATER DISTRICT #2

DEFENDANT

CASE NO. 96-479

<u>O R D E R</u>

Henry County Water District No. 2, having answered the complaint of Hans W. Kallenberger et al., and it appearing that issues of law and fact are in dispute, the Commission finds that a formal hearing in this matter should be held and a procedural schedule should be established.

IT IS THEREFORE ORDERED that:

1. A formal hearing in this matter shall be held on Tuesday, March 24, 1998, at 9:00 a.m., Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky.

2. Each party may, on or before December 19, 1997, serve upon any other party a request for production of documents and written interrogatories to be answered by the party served within 28 days of service.

3. Each party may, on or before January 30, 1998, serve upon any other party a supplemental request for production of documents and supplemental written interrogatories to be answered by the party served within 10 days of service. 4. Each party shall, no later than February 27, 1998, submit a prehearing memorandum that identifies factual and legal issues to be presented and lists all witnesses who may be called to testify.

5. Each party shall, no later than February 27, 1998, serve upon all other parties a list and copy of all exhibits that it will introduce at the formal hearing. All exhibits shall be marked for identification.

6. Each party shall, no later than March 10, 1998, file any objections to any filed exhibit and supporting law for such objection. If no objection is made to an exhibit, it may be entered into evidence.

7. Copies of all documents served upon any party shall be served upon all other parties and 10 copies of such documents shall be filed with the Commission.

Done at Frankfort, Kentucky, this 10th day of December, 1997.

PUBLIC SERVICE COMMISSION

For the Commission

ATTEST: