

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN INVESTIGATION OF THE RATES,)
CHARGES, BILLING PRACTICES AND)
PROVISION OF UTILITY SERVICE BY LISA) CASE NO. 96-554
DARNELL D/B/A WILDCAT VILLAGE WATER)
SYSTEM)

O R D E R

On May 22, 1998, the Commission ordered Murray Water District No. 1 ("Murray District") to provide direct water service to the residents of Wildcat Village Subdivision within 90 days. Since the issuance of that Order, Murray District has twice advised the Commission that it has complied with the Commission's Order. On October 22, 1998, the residents of Wildcat Village Subdivision advised the Commission that Murray District has provided direct water service to only 6 of the 28 homes in the subdivision.

Having considered the statements of the residents of Wildcat Village Subdivision and being otherwise sufficiently advised, the Commission finds that *prima facie* evidence exists that Murray District has failed to comply with the Commission's Order of May 22, 1998 and that the members of Murray District's Board of Commissioners have aided and abetted this failure to comply with the May 22, 1998 Order.

IT IS THEREFORE ORDERED that:

1. Within 14 days of the date of this Order, Murray District shall take all actions necessary to comply with the Commission's Order of May 22, 1998 and shall provide direct water service to all residents of Wildcat Village Subdivision who meet its conditions for service.

2. Murray District shall appear before the Commission on December 15, 1998, at 10:00 a.m., Eastern Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky, for the purpose of presenting evidence concerning the alleged failure to comply with the Commission's Order of May 22, 1998 and of showing cause why it should not be subject to the penalties prescribed in KRS 278.990(1) for this alleged violation.


3. L. Dale Barnett, Charles C. Outland, and Larry Suiter, commissioners of Murray District, shall also appear before the Commission on December 15, 1998, at the same time and location set forth for the purpose of presenting evidence concerning their alleged conduct in procuring, aiding or abetting Murray District's failure to comply with the Commission's Order of May 22, 1998 and of showing cause why they should not be subject to the penalties prescribed in KRS 278.990(1) for this alleged conduct.

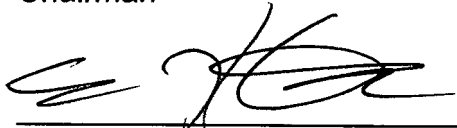
4. Within 14 days of the date of this Order, Murray District shall submit to the Commission a written response to the alleged failure to comply with the Commission's Order of May 22, 1998.

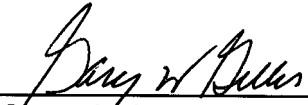
5. Within 14 days of the date of this Order, L. Dale Barnett, Charles C. Outland, and Larry Suiter shall submit to the Commission a written response to allegations contained herein.

Done at Frankfort, Kentucky, this 24th day of November, 1998.

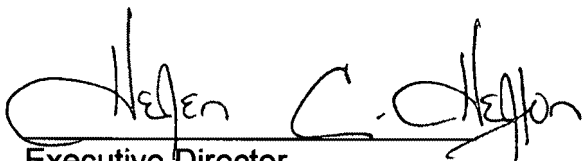
PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director