

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

WESTERN SIZZLIN STEAK HOUSE)	
d/b/a ELKINS ENTERPRISES, INC.)	
)	
COMPLAINANT)	
v.)	CASE NO. 98-351
)	
MOUNTAIN WATER DISTRICT)	
)	
DEFENDANT)	

O R D E R

On its own motion and finding that an informal conference may expedite resolution of this matter, the Commission HEREBY ORDERS that:

1. An informal conference will be held on January 7, 1999, at 2:00 p.m., Eastern Standard Time, in Conference Room 1 at the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky.

2. The parties shall be prepared to discuss and shall bring available documentation relevant to the items listed below. The following list does not in any way limit the issues that may be raised and discussed at the conference.

Mountain Water District

a.) All billing records for service to Western Sizzlin' Steak House ("Western Sizzlin'") prior to 1993.

b.) The reason for Mountain Water District's ("Mountain Water") removal and replacement of water meters at Western Sizzlin' on May 5, 1997, October 14, 1997, and April 1, 1998.

c.) Historical records for each meter placed into service at Western Sizzlin' as required to be maintained by 807 KAR 5:006, Section 17.

d.) The results of any tests performed on each of the meters in service at Western Sizzlin'. This includes tests performed prior to installation, tests performed while the meter was in service at Western Sizzlin', and tests performed upon removal of the meter from service.

e.) The Commission Order approving the contract between Pond Creek Water District and South Williamson Development Company as required on page two of the contract between the parties.

f.) Mountain Water's accounting to date of amounts collected as a "mall charge" in satisfaction of Article XIV of the contract between Pond Creek Water District and South Williamson Development Company. This information should include a list of customers who are assessed a mall charge, the amount each customer is charged per month, and the size of each customer's meter.

Western Sizzlin' Steak House

a.) When and by whom was the original meter installed and placed into service at Western Sizzlin' when it opened in 1981?

b.) The manner in which complaints and concerns regarding mall charges and monthly usage readings were brought to the attention of Mountain Water. If available, include the dates and names of individuals involved in such discussions.

Done at Frankfort, Kentucky, this 2nd day of December, 1998.

PUBLIC SERVICE COMMISSION

B. J. Tector
For the Commission

ATTEST:

Stephen C. Coffey

Executive Director