

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ADJUSTMENT OF RATES OF DELTA NATURAL GAS ) CASE NO. 99-176  
COMPANY, INC. )

ORDER

Delta Natural Gas Company, Inc. ( Delta ) has applied for approval to adjust its rates for natural gas service and to establish an experimental alternative regulation plan. Finding that further proceedings are necessary to investigate the reasonableness of the proposed rates, the Commission by this Order suspends the operation of the proposed rates and proposed experimental alternative regulation plan for a period of five months.

IT IS THEREFORE ORDERED that:

1. The proposed rates and experimental alternative regulation plan set forth in Delta s application are suspended up to and including December 31, 1999.
2. The procedural schedule set forth in the Appendix to this Order shall be followed.
3. All requests for information and responses thereto shall be appropriately indexed. All responses shall include the name of the witness who will be responsible for responding to the questions related to the information provided, with copies to all parties of record and 10 copies to the Commission.
4. Delta shall give notice of the hearing in accordance with the provisions set out in 807 KAR 5:011, Section 8(5). At the time publication is requested, it shall forward a duplicate of the notice and request to the Commission.

5. At any hearing in this matter, neither opening statements nor summarization of direct testimony shall be permitted.

6. Motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

7. All documents that this Order requires to be filed with the Commission shall be served upon all other parties 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 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.

9. Service of any document or pleading shall be made in accordance with Administrative Regulation 807 KAR 5:001, Section 3(7), and Kentucky Civil Rule 5.02.

10. The record of Case No. 99-046<sup>1</sup> is incorporated by reference into the record of this proceeding.

11. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

Done at Frankfort, Kentucky, this 30<sup>th</sup> day of July, 1999.

By the Commission

ATTEST:

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Executive Director

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<sup>1</sup> Case No. 99-046, Delta Natural Gas Company, Inc. Experimental Alternative Regulation Plan (filed February 5, 1999).

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE  
COMMISSION IN CASE NO. 99-176 DATED JULY 30, 1999

All requests for information to Delta shall  
be served upon Delta no later than ..... 08/11/99

Delta shall file with the Commission and serve  
upon all parties of record its responses to the requests  
for information no later than ..... 08/23/99

All supplemental requests for information to  
Delta shall be served upon Delta no later than..... 09/03/99

Delta shall file with the Commission and serve  
upon all parties of record its responses to supplemental requests  
for information no later than ..... 09/13/99

Intervenor testimony, if any, shall be  
filed with the Commission in verified prepared form no later than ..... 09/23/99

All requests for information to any Intervenor shall  
be served upon that Intervenor no later than..... 10/04/99

Intervenors shall file with the Commission and serve  
upon all parties of record their responses to the requests  
for information no later than ..... 10/14/99

Last day for Delta to publish notice  
of hearing date ..... 10/21/99

Delta may file with the Commission the  
testimony of its rebuttal witnesses in written verified form  
no later than ..... 10/25/99

Public Hearing is to begin at 9:00 a.m., Eastern  
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 Delta and witnesses of the Intervenors ..... 10/28/99

Parties may file written briefs with the Commission  
no later than ..... 11/29/99