

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE PETITION OF JACKSON)	
COUNTY WATER ASSOCIATION)	CASE NO. 99-417
FOR ADJUSTMENT OF RATES)	

O R D E R

On October 4, 1999, Jackson County Water Association (Jackson County) filed an application for an adjustment of rates. The proposed rate adjustment was to have become effective November 15, 1999. Finding that the application did not comply with 807 KAR 5:001, Section 10, the Commission, on October 21, 1999, rejected it and directed the applicant to bring the application into compliance with 807 KAR 5:001, Section 10. On October 25, 1999, pursuant to 807 KAR 5:001, Section 10(2), Jackson County filed with the Commission its notice of intent to file an application for an adjustment of rates evidencing that a copy was sent to the Attorney General. The October 25, 1999 filing also cured other deficiencies noted and included a proposed tariff with an effective date of December 27, 1999.

In its application, Jackson County requested a waiver from 807 KAR 5:001, Section 6. 807 KAR 5:001, Section 6, requires that the financial exhibits included in the application cover operations for a twelve month period ending not more than ninety days prior to the date the application is filed.

Based on the evidence of record and being otherwise sufficiently advised, the Commission finds that:

1. Pursuant to 807 KAR 5:001, Section 14, it has the authority to grant the deviation requested for good cause shown.

2. Jackson County has shown good cause for the requested deviation and the information filed is sufficient to enable the Commission to adequately review Jackson County's filing. Therefore, the requested deviation from 807 KAR 5:001, Section 6, should be granted, and Jackson County's application considered filed at the expiration of the notice period required by 807 KAR 5:001, Section 10(2).

3. Pursuant to KRS 278.190, further proceedings are necessary in order to determine the reasonableness of the proposed rates and such proceedings cannot be completed prior to the proposed effective date of December 27, 1999. Therefore, Jackson County's proposed rates should be suspended for a period of five months.

IT IS THEREFORE ORDERED that:

1. Jackson County's request for a deviation from the requirements of 807 KAR 5:001, Section 6, is hereby granted, and Jackson County's application is considered to have been filed on November 25, 1999, at the expiration of the notice period required by 807 KAR 5:001, Section 10(2).

2. Jackson County's proposed rates are suspended for five months from December 27, 1999 up to and including May 26, 2000.

3. Nothing contained herein shall prevent the Commission from entering a final decision in this case prior to the termination of the suspension period.

Done at Frankfort, Kentucky, this 16th day of December, 1999.

By the Commission

ATTEST:

Executive Director