

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF MUHLENBERG COUNTY)	
WATER DISTRICT FOR A GENERAL RATE)	CASE NO. 99-512
ADJUSTMENT PURSUANT TO THE PROVISIONS OF)	
KRS 278.030 AND 807 KAR 5:001)	

ORDER

Muhlenberg County Water District ("Mulhenberg District") has moved for a deviation from Administrative Regulation 807 KAR 5:001, Section 6 and Section 10(6)(r). Having considered the motion, the Commission finds that Mulhenberg District's compliance with these regulations would impose a financial hardship and would not enhance the Commission's efforts to review its application for rate adjustment. Accordingly, good cause exists for granting Mulhenberg District's motion. We further find that a procedural schedule should be established for this proceeding to review Mulhenberg District's application.

IT IS THEREFORE ORDERED that:

1. Muhlenberg District's Motion for Deviation is granted.
2. Muhlenberg District is granted permission to deviate from Administrative Regulation 807 KAR 5:001, Section 6 and Section 10(6)(r).
3. Muhlenberg District's application is considered filed as of May 24, 2000.
4. A formal hearing in this matter shall be held on October 31, 2000 at 9:30 a.m., Eastern Standard Time, in Hearing Room 2 of the Commission's offices at 211

Sower Boulevard, Frankfort, Kentucky, for the purpose of direct and cross-examination of witnesses.

5. Commission Staff may, on or before June 30, 2000, serve upon Mulhenberg District its requests for production of documents and written interrogatories.

6. Mulhenberg District shall, no later than July 14, 2000, serve on all parties its answers to Commission Staff's requests for production of documents and written interrogatories.

7. Commission Staff may, on or before July 28, 2000, serve upon Mulhenberg District its supplemental requests for production of documents and written interrogatories.

8. Mulhenberg District shall, no later than August 11, 2000, serve on all parties its answers to Commission Staff's supplemental requests for production of documents and written interrogatories.

9. Commission Staff shall, no later than August 25, 2000, file with the Commission and serve upon the parties a written report of its findings and recommendations on the proposed rate adjustment.

10. Each party shall carefully review the Commission Staff report and file their written comments on the report with the Commission no later than September 8, 2000. In these comments, each party shall specifically identify those findings and recommendations to which it objects. Failure to object to a finding shall be considered as an admission of that finding.

11. Each party may, on or before September 22, 2000, serve upon Commission Staff and Mulhenberg District its requests for production of documents and written interrogatories.

12. Commission Staff and Mulhenberg District shall, no later than October 6, 2000, serve on all parties their answers to requests for production of documents and written interrogatories.

13. Each party shall file, no later than October 20, 2000, an original and 8 copies of the following with the Commission and serve upon a copy upon each party of record:

a. A list of the names and addresses of all persons that it intends to call as witnesses at the formal hearing.

b. A summary of each witness's expected testimony.

c. A copy of all documents and exhibits that it intends to introduce into evidence at the scheduled hearing.

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

15. 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.

16. All documents that this Order requires to be filed with the Commission shall be served upon all parties of record.

17. 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.

18. 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.

Done at Frankfort, Kentucky, this 22nd day of June, 2000.

By the Commission

ATTEST:


Executive Director