

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

SOUTH SHORE WATER WORKS COMPANY)	
)	
COMPLAINANT)	
)	
v.)	CASE NO. 2002-00003
)	
CITY OF GREENUP, KENTUCKY)	
)	
DEFENDANT)	

O R D E R

South Shore Water Works Company (South Shore) has filed a complaint against the city of Greenup, Kentucky (Greenup). Greenup has answered the complaint and has denied South Shore s allegations that a contract between the two entities for the provision of utility service exists. Finding that a procedural schedule should be established for this proceeding, the Commission, on its own motion, HEREBY ORDERS that:

1. A formal hearing on whether a contract between Greenup and South Shore for water service exists shall be held on May 8, 2002 at 10:00 a.m., Eastern Daylight Time, at the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky, and shall continue until completed.

2. Each party may, on or before April 5, 2002, serve upon any other party a request for production of documents and written interrogatories to be answered by the party served no later than April 19, 2002. Issuance of and any response to any request

for production of documents and written interrogatories shall be made in accordance with Kentucky Civil Rules.

3. Each party shall, no later than April 29, 2002, serve upon all other parties a list of the witnesses that it expects to call and a brief summary of each witness's expected testimony.

4. The parties shall file with the Commission any preliminary motions in this matter no later than May 3, 2002.

5. The scope of the scheduled hearing shall be limited to those issues relating to existence of a contract for utility service between Greenup and South Shore.

6. Opening statements will be permitted at the scheduled hearing in this matter, but shall not exceed 5 minutes in length.

7. Copies of all documents served upon any party shall be served on all other parties and filed with the Commission.

8. 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.

9. 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.

10. 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.

Done at Frankfort, Kentucky, this 27th day of March, 2002.

By the Commission

ATTEST:


Executive Director