

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION FOR APPROVAL OF THE	)	
TRANSFER OF CONTROL OF KENTUCKY-	)	
AMERICAN WATER COMPANY TO RWE	)	CASE NO. 2002-00018
AKTIENGESELLSCHAFT AND THAMES WATER	)	
AQUA HOLDINGS GMBH	)	

ORDER

On February 15, 2002, the Commission ordered that a public hearing be held on April 2, 2002 for the purpose of taking evidence on the merits of the Joint Application for the transfer of control of Kentucky-American Water Company from American Water Works Company to Thames Water Aqua Holdings GmbH. Since the entry of that Order, several disputes have arisen regarding the production of documents and the level of access that should be afforded those documents. Finding that these issues must be resolved before any evidentiary hearing on the merits of the Joint Applicants application can be held, the Commission HEREBY ORDERS that:

1. The hearing conducted on April 2, 2002 shall be limited to taking public comment on the proposed transfer of control and hearing arguments and evidence on all outstanding motions related to the production of documents and the level of access to be afforded those documents.


2. At the hearing on April 2, 2002, the parties shall be prepared to identify the dates within the next 30 days that they would not be available to attend and participate

in an evidentiary hearing on the merits of the Joint Applicants application for transfer of control.

Done at Frankfort, Kentucky, this 1<sup>st</sup> day of April, 2002.

**By the Commission**

ATTEST:

A handwritten signature in black ink, appearing to read "Thomas M. O'Donnell", written over a horizontal line.

Executive Director