

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF)	
LOUISVILLE WATER COMPANY)	CASE NO.
FOR APPROVAL OF ACQUISITION)	2002-00088
OF STOCK OF GOSHEN UTILITIES, INC.)	

ORDER

On March 19, 2002, the Louisville Water Company (Louisville Water) filed with the Commission its application for approval of its proposed acquisition of stock of Goshen Utilities, Inc. (Goshen). On April 4, 2002, Gregory E. Mayes and Karen D. Mayes filed their motion for full intervention in this matter. On April 8, 2002, Gordon T. McMurry and Carole O. McMurry requested that they be allowed to join Mr. Mayes motion. On April 11, 2002, the Attorney General filed a motion for full intervention. On April 12, 2002, Sue and Hewett Brown filed a motion for full intervention. On April 15, 2002, David A. and Marion F. Shimp filed a motion for full intervention. In this Order, the Commission addresses these motions and establishes a procedural schedule for its review of Louisville Water s proposed acquisition.

KRS 367.150(8) entitles the Attorney General to full intervention. The Commission believes that the participation of all the movants will likely present issues and develop facts that will assist the Commission in considering whether to approve the proposed acquisition. Accordingly, the motions for intervention should be granted. The Commission has also been asked to schedule an informal conference. After carefully reviewing the parties motions, the Commission has scheduled an informal conference to allow the parties an opportunity to resolve outstanding issues.

KRS 278.020(5) requires Commission approval of the proposed acquisition. The statute further requires the Commission to make a final decision on the proposed acquisition within 60 days following the date of the application's filing unless it is necessary, for good cause shown, to continue the application. If good cause for an extension exists, the Commission may extend the review period for an additional 60 days.

Therefore, pursuant to KRS 278.020, good cause exists to extend the review period to 90 days.

The Commission, having been sufficiently advised, IT IS HEREBY ORDERED that:

1. The motions for full intervention of Gregory E. and Karen D. Mays, Gordon T. and Carole O. McMurry, Sue and Hewett Brown, David A. and Marion F. Shimp, and the Attorney General (hereinafter Petitioners) are granted.

2. Each Petitioner shall be entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order.

3. Should any Petitioner file documents of any kind with the Commission in the course of these proceedings, said Petitioner shall also serve a copy of said documents on all other parties of record.

4. The period for reviewing Louisville Water's proposed acquisition is extended to 90 days.

5. The parties shall adhere to the procedural schedule set forth in Appendix A to this Order.

Done at Frankfort, Kentucky, this 18th day of April, 2002.

By the Commission

ATTEST:


Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2002-00088 DATED April, 18, 2002

The Parties may file initial data requests no later than	04/26/02
Responses to data requests shall be filed no later than	05/10/02
An informal conference will be held at 9:00 a.m., Eastern Daylight Time, in Conference Room 1 of the Commission s offices at 211 Sower Boulevard, Frankfort, Kentucky	...05/15/02
Louisville Water shall publish notice of hearing date no later than	..05/27/02
Public Hearing for the purpose of cross-examination of witnesses will begin at 9:00 a.m., Eastern Daylight Time, in Hearing Room 1 of the Commission s offices at 211 Sower Boulevard, Frankfort, Kentucky	. 06/03/02
Briefs, if any, shall be filed no later than	..06/10/02
Commission decision on proposed acquisition shall be issued be issued no later than	06/17/02