

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

TRANSFER OF RIDGEWOOD SEWAGE)
TREATMENT PLANT TO CLASSIC) CASE NO. 2002-00320
CONSTRUCTION, INC.)

ORDER

On September 20, 2002, Classic Construction, Inc. (Classic) filed with the Commission its application for approval of its proposed acquisition of the Ridgewood Sewage Treatment Plant. On October 3, 2002, the Attorney General (AG) moved to intervene in this matter. In this Order, the Commission will respond to the AG s motion and establish a procedural schedule for its review of Classic s proposed acquisition.

KRS 367.150(8) entitles the AG to full intervention. Moreover, the Commission believes that his participation will likely present issues and develop facts that will assist the Commission in considering whether to approve the proposed acquisition. Therefore, the Commission, having been sufficiently advised, HEREBY ORDERS that:

1. The AG s motion for full intervention is granted.
2. The parties shall adhere to the procedural schedule set forth in Appendix A to this Order.
3. Classic shall respond to Commission Staff s data requests attached as Appendix B to this Order no later than October 17, 2002.

Done at Frankfort, Kentucky, this 8th day of October, 2002.

By the Commission

ATTEST:

A handwritten signature in black ink, appearing to read "Charles H. [unclear]", written over a horizontal line.

Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2002-00320 DATED October 8, 2002

Intervenors may file initial data requests
no later thanOctober 10, 2002

Responses to Intervenors data requests shall be
filed no later than.....October 20, 2002

Classic shall publish notice of the
hearing date no later thanOctober 27, 2002

Public hearing for the purpose of cross-examination
of witnesses will begin at 8:30 a.m., Eastern
Standard Time, in Hearing Room 1 of the Commission s
offices at 211 Sower Boulevard, Frankfort, Kentucky November 04, 2002

Briefs, if any shall be filed..... November 11, 2002

APPENDIX B

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2002-00320 DATED October 8, 2002

1. Provide all relevant information concerning the civil action pending in Franklin Circuit Court against current owner, J. B. Marston, including, but not limited to, the following:
 - a. Discuss the events that led to the litigation.
 - b. Describe the current status of the litigation.
 - c. Explain Russell Givens involvement in the civil action.
2.
 - a. Will Mr. Givens request Franklin Circuit Court to convey the Ridgewood Sewage Treatment Plant to him or will he request conveyance to Classic?
 - b. Will there be any cost associated with either conveyance?
3. If the transfer will be effected by written agreement with Mr. Marston, provide a copy of the sale/purchase agreement or similar contract which identifies the seller, buyer, property purchased, and purchase price, and which includes all other specific details of the transfer.
4.
 - a. If the plant will be conveyed to Classic, provide a copy of the company's balance sheet and income statement for the past 2 years as well as a description of the company's business activities for the same period.
 - b. If Russell Givens will acquire the plant, provide a current personal financial statement.
5.
 - a. If there is a cost associated with the proposed transfer, how will it be financed?

b. If a loan will be procured to effect the purchase, provide a copy of the loan documents.

6. Provide the professional qualifications of Noel Norton, including any information that demonstrates his technical ability to operate the system.

7. Describe in detail the billing and customer service systems that Classic will implement if the Commission approves the proposed transfer.

8. Explain why the proposed transfer would be consistent with the public interest.