

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF MALLARD POINT DISPOSAL)	
SYSTEMS, INC. FOR AN ADJUSTMENT OF RATES)	CASE NO.
PURSUANT TO THE ALTERNATIVE RATE FILING)	2003-00284
PROCEDURE FOR SMALL UTILITIES)	

ORDER

On August 11, 2003, the Attorney General of the Commonwealth of Kentucky, by and through his Office of Rate Intervention (Attorney General), filed his motion requesting the Commission to establish a procedural schedule. Finding that a procedural schedule should be established to ensure the orderly review of the application of Mallard Point Disposal Systems, Inc. (Mallard Point), the Commission HEREBY ORDERS that:

1. An informal conference shall be held on August 28, 2003 at 1:30 p.m., Eastern Daylight Time, in Conference Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky, to discuss discovery procedures, the simplification of issues, and any other matters which may aid in the handling or disposition of these proceedings.

2. Attached hereto as Appendix A is the Commission Staff s initial request for information. Mallard Point shall file its responses to the requests for information contained in Appendix A and the Attorney General s August 12, 2003 request for information no later than September 18, 2003.

3. Each party may, on or before September 4, 2003, serve upon any other party an initial request for production of documents and written interrogatories to be answered by the party served no later than September 18, 2003.

4. Each party may, on or before September 24, 2003, serve upon any other party a supplemental request for production of documents and written interrogatories to be answered by the party served no later than October 8, 2003.

5. Commission Staff shall, no later than October 24, 2003, file with the Commission a written report of its findings and recommendations on Mallard Point's proposed rate adjustment.

6. On or before November 7, 2003, all parties shall carefully review the Commission Staff Report, and file with the Commission their written comments on the report. In these comments, each party shall specifically identify those findings and/or recommendations to which it objects. Failure to object to a finding shall be considered as an admission of that finding.

7. A formal hearing shall be scheduled at a later date.

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

9. 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.

10. To be timely filed with the Commission, a document must be received by 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.

11. 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 21st day of August, 2003.

By the Commission

ATTEST:

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

Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2003-00284 DATED August 21, 2003

1. In its calendar year 2002 check register, Mallard Point recorded \$54,812 of payments to Straffen Sales. For each check listed in the table below provide a detailed listing of the items purchased from Straffen Sales and identify those items that are not utility related.

Check		
<u>Date</u>	<u>No.</u>	<u>Amount</u>
01/21/02	2108	\$ 3,200
03/18/02	2159	\$ 8,700
04/05/02	2176	\$ 5,812
05/12/02	2212	\$ 8,800
07/22/02	2272	\$ 8,900
08/24/02	2299	\$ 6,500
10/16/02	2329	\$ 5,900
01/17/03	2398	\$ 7,000

2. In its calendar year 2002 check register, Mallard Point recorded \$7,200 of payments to Southern States. For each check listed in the table below, provide a detailed listing of the items purchased from Southern States and identify those items that are not utility related.

Check		
<u>Date</u>	<u>No.</u>	<u>Amount</u>
06/25/02	2241	\$ 2,000
08/14/02	2283	\$ 1,000
09/22/02	2311	\$ 1,000
10/17/02	2326	\$ 1,200
12/06/02	2371	\$ 2,000

3. In its calendar year 2002 check register, Mallard Point recorded \$9,600 of payments to American Express. For each check listed in the table below, provide a detailed listing of the items purchased from American Express and identify those items that are not utility related.

Check		
<u>Date</u>	<u>No.</u>	<u>Amount</u>
05/23/02	2220	\$ 5,600
07/04/02	2247	\$ 2,000
11/18/02	2353	\$ 2,000

4. For each check listed below, identify the vendor and explain if it is for a utility related expenditure. If the check is a utility-related expenditure, provide a detailed description of the items purchased.

Check		
<u>Date</u>	<u>No.</u>	<u>Amount</u>
01/11/02	2106	\$ 219.26
01/23/02	2109	\$ 340.00
02/04/02	2116	\$ 262.75
02/08/02	2131	\$ 1,500.00
08/20/02	2294	\$ 150.00
N/A	2337	\$ 2,500.00
12/16/02	2378	\$ 1,446.94
12/15/02	2379	\$ 366.75