

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)	

O R D E R

On August 29, 2003, an informal conference was held with all parties concerning the application of Mallard Point Disposal Systems, Inc. (Mallard Point), at which time the parties discussed discovery procedures, the simplification of issues, and any other matters that may aid in the handling or disposition of these proceedings. The parties agreed that the procedural schedule should be revised to add one week to each date for all scheduled events.

The Commission finds that the procedural schedule as set out in its Order of August 21, 2003 should be amended to reflect new dates for all scheduled filings.

The Commission, upon its own motion, HEREBY ORDERS that:

1. Mallard Point shall file its responses to Commission Staff's initial request for information and the Attorney General's August 12, 2003 request for information no later than September 25, 2003.

2. Each party may, on or before September 11, 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 25, 2003.

3. Each party may, on or before October 1, 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 15, 2003.

4. Commission Staff shall, no later than October 31, 2003, file with the Commission a written report of its findings and recommendations on Mallard Point's proposed rate adjustment.

5. On or before November 14, 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 an admission of that finding.

6. A formal hearing shall be scheduled if necessary.

7. Copies of all documents served upon any party shall be served upon 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 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 807 KAR 5:001, Section 3(7), and Kentucky Civil Rule 5.02.

Done at Frankfort, Kentucky, this 3rd day of September, 2003.

By the Commission

ATTEST:


Executive Director