

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF CITIPOWER, LLC FOR)	
AN ADJUSTMENT OF RATES PURSUANT)	CASE NO.
TO THE ALTERNATIVE RATE FILING)	2006-00556
PROCEDURE FOR SMALL UTILITIES)	

O R D E R

On December 20, 2006, Citipower, LLC (“Citipower”) submitted an application to the Commission requesting authority to adjust its rates pursuant to 807 KAR 5:076, the alternative rate filing procedure for small utilities.¹ The application failed to meet certain filing requirements and was rejected for filing, pursuant to 807 KAR 5:001, Section 2(2), by letter dated December 27, 2006. In response to the rejection notice, Citipower submitted additional information on January 16, 2007.

Based on a review of the additional information supplied by Citipower, the Commission finds that the deficiencies noted in the December 27, 2006 letter have been corrected, and that Citipower’s application should be considered filed as of January 16, 2007. Citipower’s amended filing did not contain a tariff sheet with a proposed effective date.

Having considered the proposed rate revision and being otherwise sufficiently advised, the Commission finds that, pursuant to KRS 278.190, further proceedings are necessary to determine the reasonableness of the proposed rate adjustment and that a

¹ Citipower supplemented its original application by filing additional information on December 27, 2006.

procedural schedule should be established to ensure an orderly and expeditious review of the proposed rate adjustment.

IT IS HEREBY ORDERED that:

1. Citipower's application is considered filed as of January 16, 2007.
2. As Citipower did not provide tariff sheets that contain an effective date, it shall not place its proposed rates into effect prior to the conclusion of this proceeding.
3. All documents that the Commission requires to be filed with the Commission shall be served upon all other parties.
4. 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.
5. The procedural schedule set forth in Appendix A, which is attached hereto and incorporated herein, shall be followed.
6. All requests for information and responses thereto shall be appropriately indexed. Any request for information from the Commission Staff shall be responded to as if set forth in a Commission Order. All responses shall include the name of the witness who will be responsible for responding to questions related to the information provided, with copies to all parties of record and 7 copies to the Commission.
7. Any party filing testimony shall file an original and 10 copies.
8. When Citipower gives notice of any hearing in accordance with the provisions set out in 807 KAR 5:011, Section 8(5), Citipower shall forward a duplicate of the notice and request to the Commission at the time publication is requested.
9. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

10. The Commission does not look favorably upon motions for continuance. Accordingly, 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 compelling reasons.

11. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

Done at Frankfort, Kentucky, this 9th day of March, 2007.

By the Commission

ATTEST:



Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2006-00556 DATED March 9, 2007

All initial requests for information to Citipower
shall be filed no later than 03/16/07

Citipower shall file responses to initial requests
for information no later than 03/27/07

All supplemental requests for information to
Citipower shall be filed no later than 04/10/07

Citipower shall file responses to supplemental
requests for information no later than..... 04/20/07

Intervenor testimony, if any, in verified prepared form
shall be filed no later than 05/01/07

All requests for information to Intervenors shall be
filed no later than..... 05/10/07

Intervenors shall file responses to requests for
information no later than..... 05/22/07

Public Hearing, if necessary,To Be Scheduled