

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

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| APPLICATION OF JESSAMINE-SOUTH ELKHORN) | |
| WATER DISTRICT FOR A CERTIFICATE OF) | |
| PUBLIC CONVENIENCE AND NECESSITY TO) | CASE NO. 2012-00470 |
| CONSTRUCT AND FINANCE A WATERWORKS) | |
| IMPROVEMENTS PROJECT PURSUANT TO KRS) | |
| 278.020 AND 278.300) | |

ORDER

On November 15, 2012, the Commission advised the parties of our intent to incorporate the record of Case No. 2011-00138¹ into the record of this proceeding and directed the parties to file any objections to this action within 20 days. Jessamine-South Elkhorn Water District (“Jessamine-South Elkhorn”) subsequently filed an objection to the Commission’s action to the extent that “the Commission[’s Order] did not state therein that irrelevant issues and information contained in the record of Case No. 2011-00138 would not be injected into and made subjects of inquiry and debate in this proceeding.”² The Intervenors did not object to the Commission’s proposed action.

On December 14, 2012, Jessamine-South Elkhorn moved for incorporation of *Capital Improvement Program - System Storage*,³ a study of Jessamine-South Elkhorn’s

¹ Case No. 2011-00138, *Forest Hills Residents Association, Inc. and William Bates v. Jessamine South Elkhorn Water District* (filed Apr. 15, 2011).

² Jessamine-South Elkhorn’s Objection to Order of November 15, 2011 at 1.

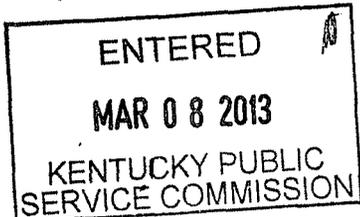
³ Horne Engineering, Inc., *Capital Improvement Program - System Storage* (Mar. 2006) (filed Apr. 13, 2006).

water storage needs that the water district submitted in Case No. 2006-00156.⁴ It has subsequently referred to the study in its responses to several requests for information.⁵ The Intervenors have not submitted a response to the motion.

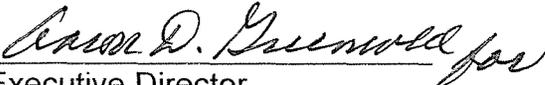
Having reviewed *Capital Improvement Program - System Storage* and the record of Case No. 2011-00138 and finding that the study in question and the documents in Case No. 2011-00138 are relevant to the issues presented in this proceeding and their incorporation into the record would assist the Commission in ruling upon Jessamine-South Elkhorn's application, IT IS HEREBY ORDERED that:

1. Jessamine-South Elkhorn's Motion to Incorporate by Reference is granted.
2. The study *Capital Improvement Program - System Storage* is incorporated by reference into the record of this proceeding.
3. The record of Case No. 2011-00138 is incorporated by reference into the record of this proceeding.

By the Commission



ATTEST:


Executive Director

⁴ Case No. 2006-00156, *Application of Jessamine-South Elkhorn Water District for Approval of a System Development Charge Pursuant to 807 KAR 5:090* (Ky. PSC tendered Apr. 13, 2006).

⁵ See, e.g., Jessamine-South Elkhorn's Response to Intervenors' First Set of Requests for Information, Item 16.

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