

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF CLASSIC )  
CONSTRUCTION, INC. FOR RATE ) CASE NO. 2013-00258  
ADJUSTMENT FOR SMALL UTILITIES )  
PURSUANT TO 807 KAR 5:076 )

ORDER

Classic Construction, Inc. ("Classic Construction") has moved to file its written comments to the Commission Staff's Report outside the time set forth in the November 15, 2013 Commission Order. Classic Construction has also moved to waive the requirement set forth in 807 KAR 5:001, Section 7(1), to file ten copies of its written comments. Pursuant to the November 15, 2013 Order, Classic Construction was to submit its written comments to the Commission Staff's Report no later than November 25, 2013. Classic Construction tendered for filing the original and one copy of its written comments on November 26, 2013.

In support of its motion to file its written comments late, Classic Construction states that it was still receiving information from third parties on the afternoon of November 25, 2013. The information from the third parties was necessary to prepare Classic Construction's written comments to the Commission Staff's Report. Classic Construction finalized its written comments too late in the afternoon of November 25, 2013, to timely file the comments with the Commission, but Classic Construction timely served the intervening party, the Attorney General of the Commonwealth of Kentucky.<sup>1</sup>

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<sup>1</sup> Classic Construction's Motion to Late File Comments to Staff Report and to File an Original and One Copy of Comments, filed Nov. 26, 2013 at 1.

In support of its motion to waive the filing of ten copies, Classic Construction states it filed only one copy due to the voluminous size of the response. Classic Construction states that it will file any further documents electronically using the procedures set forth in 807 KAR 5:001, Section 8.

Having considered the motion, the Commission finds that the requests for an extension of time and waiver of the requirement to file ten copies should be granted. The Commission further finds that Classic Construction failed to submit a notice of electronic filing at least seven days prior to submission of its application as required by 807 KAR 5:001, Section 8(2), and is not currently authorized to use electronic filing procedures.

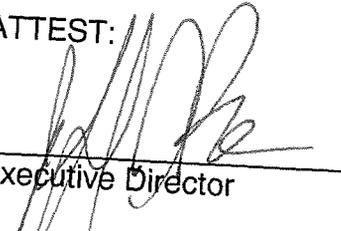
IT IS THEREFORE ORDERED that:

1. Classic Construction's motion to file its written comments outside the time set forth in the November 15, 2013 Commission Order is granted.
2. Classic Construction's motion to waive the requirement of 807 KAR 5:001, Section 7(1), to file ten copies of its comments to the Commission Staff's Report is granted.
3. Classic Construction's written comments tendered on November 26, 2013, are accepted for filing.
4. All other provisions of the November 15, 2013 Commission Order remain in full force and effect.
5. Classic Construction shall file with the Commission an original and five copies of all further documents unless the Commission grants a motion filed by Classic Construction to file documents electronically.

By the Commission

ENTERED  
DEC 06 2013  
KENTUCKY PUBLIC  
SERVICE COMMISSION

ATTEST:



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