

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF JOANN ESTATES UTILITIES,)
INC. FOR RATE ADJUSTMENT FOR SMALL) CASE NO. 2013-00307
UTILITIES PURSUANT TO 807 KAR 5:076)

ORDER

Pursuant to the Commission's Order of October 7, 2013, all parties to this proceeding were to submit comments and objections to the findings and recommendations set forth in the Commission Staff's report no later than December 13, 2013. A party's failure to object to a finding or recommendation contained in the report was deemed to be agreement with the finding or recommendation.

As of the date of this Order, the Commission has not received any objections to the report. Joann Estates Utilities, Inc. ("Joann Estates") has submitted a written response in which it makes no objections to Commission Staff's findings or recommendations, requests additional time to submit supporting evidence of its proposed insurance expense adjustment, and waives any right to a conference with Commission Staff or a hearing in this matter. Intervenor Destiny Hammond has not filed any response to the report.

Based upon the lack of any objection to the findings and recommendations contained in the Commission Staff's report, Joann Estates' waiver of any right to a conference or hearing, and Ms. Hammond's failure to submit a response, the Commission finds the conference and hearing scheduled in this matter should be cancelled. The Commission further finds that the record of the case should remain

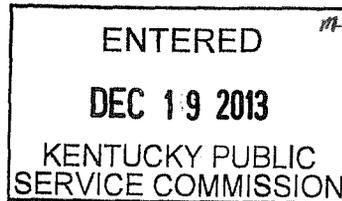
open for 21 days to permit Joann Estates to submit further evidence in support of its proposed insurance expense adjustment.

While the Commission has reached no decision on any of the issues presented in this matter, we remind the parties that the Commission is not bound by the contents of the Commission Staff report nor required to accept Commission Staff's findings and recommendations.¹

IT IS THEREFORE ORDERED that:

1. The conference scheduled in this matter for December 20, 2013 is cancelled.
2. No formal hearing in this matter shall be held.
3. The record in this case shall remain open for a period of 21 days from the date of this Order. At the end of this period, the record shall be closed and this matter shall be considered submitted for decision.

By the Commission



ATTEST:


Executive Director

¹ 807 KAR 5:076, Section 10(3)(e).

Destiny Hammond
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Billy G Waid
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JoAnn Estates Utilities, Inc.
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