

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE JOINT PETITION OF KENTUCKY-AMERICAN)
WATER COMPANY, THAMES WATER AQUA)
HOLDINGS GmbH, RWE)
AKTIENSGESELLSCHAFT, THAMES WATER)
AQUA US HOLDINGS, INC., APOLLO) CASE NO. 2002-00317
ACQUISITION COMPANY AND AMERICAN)
WATER WORKS COMPANY, INC. FOR)
APPROVAL OF A CHANGE OF CONTROL OF)
KENTUCKY-AMERICAN WATER COMPANY)

ORDER

Lexington-Fayette Urban County Government (“LFUCG”) has moved to supplement the record of this proceeding. The Joint Applicants have responded in opposition to the motion. LFUCG has submitted a reply to this response and has moved to strike portions of the Joint Applicants’ Response. Having considered these pleadings and being otherwise sufficiently advised, the Commission finds that LFUCG’s Motion to Supplement the Record should be granted and its Motion to Strike should be denied.

IT IS THEREFORE ORDERED that:

1. LFUCG’s Motion to Supplement the Record is granted.
2. Exhibit No. 1 to LFUCG’s Motion to Supplement the Record is made a part of the record of these proceedings.
3. LFUCG’s Motion to Strike is denied.

Done at Frankfort, Kentucky, this 19th day of December, 2002.

By the Commission

ATTEST:

A handwritten signature in black ink, appearing to read "Thomas H. Dixon", written over a horizontal line.

Executive Director