

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 AKTIENGESELLSCHAFT,)	
THAMES WATER AQUA US HOLDINGS, INC.,)	CASE NO. 2006-00197
AND AMERICAN WATER WORKS COMPANY, INC.)	
FOR APPROVAL OF A CHANGE IN CONTROL OF)	
KENTUCKY-AMERICAN WATER COMPANY)	

O R D E R

The Attorney General has moved to strike the Joint Petitioners' "Reply In Further Support of Motion for Confidential Treatment." In support of his motion, the AG states that Administrative Regulation 807 KAR 5:001, Section 7, permits a party seeking confidential treatment to file a petition for such treatment and affords opposing parties an opportunity to submit a response. The regulation, the AG asserts, "does not contemplate or authorize any further pleadings."

While Administrative Regulation 807 KAR 5:001, Section 7, makes no provision for a petitioner or opposing party to submit supplemental pleadings, we find nothing in that regulation to forbid them. As such pleadings may better explain a party's position and aid in our understanding of the issues, we find no reason to prohibit them generally. We further find that, as long as any opposing party is afforded an opportunity to respond to a petitioner's supplemental pleading, no party is prejudiced by the submission of such pleading. In the present proceeding, the Attorney General has been afforded such opportunity.

IT IS THEREFORE ORDERED that the Attorney General's Motion to Strike Unauthorized Pleading is denied.

Done at Frankfort, Kentucky, this 14th day of August, 2006.

By the Commission

ATTEST:



Executive Director