

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF NAVITAS KY)	
NG, JOHNSON COUNTY GAS COMPANY,)	
AND B&H GAS SYSTEM FOR APPROVAL OF)	CASE NO.
ACQUISITION, TRANSFER OF OWNERSHIP,)	2020-00396
AND CONTROL OF NATURAL GAS UTILITY)	
SYSTEMS)	

ORDER

On December 28, 2020, Navitas KY NG (Navitas KY), Johnson County Gas Company, and B&H Gas System (collectively, Applicants) filed a joint application for an Order approving the acquisition and transfer of ownership and control of certain gas utility systems in Floyd and Johnson counties owned by Bud Rife, an individual, to Navitas KY pursuant to KRS 278.020(6) and (7).

Pursuant to KRS 278.020(7), the Commission is required to rule on an application requesting approval for the transfer of control of a utility within 60 days after the date the application is filed unless it is necessary for good cause to continue the proceeding for up to 60 days. Due to the complexity of issues presented and impact of the acquisition upon the provision of safe, adequate, and reasonable gas service, the Commission finds that an additional 60 days are necessary to review the substance of the application to ensure that it is in the public interest and determine whether any conditions should be placed on the transfer.

The Commission finds a procedural schedule should be established to review the reasonableness of the acquisition. The Commission further finds that a hearing will be

necessary in this matter. The procedural schedule, including a hearing date, is attached as an Appendix to this Order.

IT IS THEREFORE ORDERED that:

1. The application period is continued beyond the 60-day period specified in KRS 278.020(7) for an additional 60 days through April 27, 2021 to further investigate and review the application.

2. A videoconference hearing in this matter shall be held on Tuesday, March 16, 2021, at 9 a.m. Eastern Daylight Time and Wednesday, March 17, 2021, at 9 a.m. Eastern Daylight Time in the Richard Raff Hearing Room at the offices of the Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky.

3. The procedural schedule set forth in the Appendix to this Order shall be followed.

4. Any motion to intervene filed after January 19, 2021, shall show a basis for intervention and good cause for being untimely, and must state with specificity the person's special interest that is not otherwise adequately represented, or the issues and facts the person will present that will assist the Commission in fully considering the matter. If the untimely motion is granted, the movant shall accept and abide by the existing procedural schedule.

5. Applicants shall give notice of the hearing in accordance with the provisions set forth in 807 KAR 5:001, Section 9(2)(b). In addition, the notice of hearing shall include the following statements: "This hearing will be streamed live and may be viewed on the PSC website, psc.ky.gov"; and "Public comments may be made at the beginning of the hearing. Those wishing to make oral public comments may do so by following the

instructions listed on the PSC website, psc.ky.gov.” At the time the notice is mailed or publication is requested, Applicants shall forward a duplicate of the notice and request to the Commission.

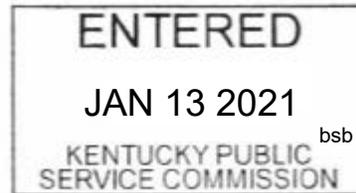
6. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

7. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video transcript shall be made of the hearing.

8. The Commission does not look favorably upon motions for continuance. Accordingly, motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

9. Commission Staff will contact the parties to provide instructions for participating in the videoconference hearing.

By the Commission



ATTEST:

A handwritten signature in blue ink that reads "Linda C. Rudwell". The signature is written in a cursive style.

Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2020-00396 DATED JAN 13 2021

A person interested in becoming a party to this proceeding shall file a motion to intervene with the Commission pursuant to 807 KAR 5:001, Section 4(11), no later than01/19/2021

All requests for information to Applicants shall be filed no later than01/21/2021

Applicants shall file responses to requests for information no later than01/29/2021

Supplemental requests for information to Applicants shall be filed no later than.....02/09/2021

Applicants' response to supplemental requests for information shall be filed no later than 02/16/2021

Intervenor testimony, if any, in verified prepared form shall be filed no later than02/18/2021

All requests for information to Intervenors shall be filed no later than02/25/2021

Intervenors shall file responses to requests for information no later than 03/04/2021

Applicants shall file, in verified prepared form, its rebuttal testimony, if any, no later than 03/10/2021

Last day for Applicants to publish notice of hearing To be scheduled

Public Hearing to be held in the Richard Raff Hearing Room at the offices of the Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky, for the purpose of cross-examination of witnesses of Applicants and Intervenors 03/16/2021 – 03/17/2021

Simultaneous Briefs, if any To be scheduled

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