

**COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION**

In the Matter of:

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

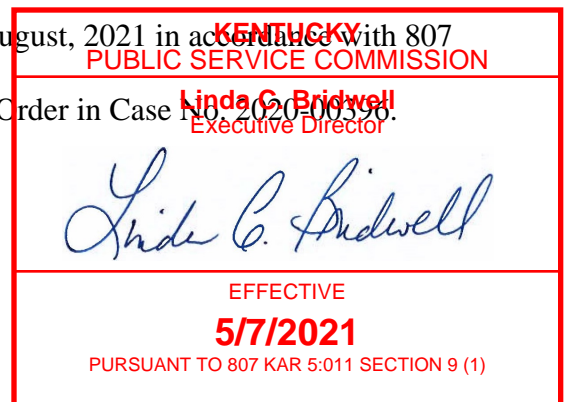
AMENDED NOTICE OF ADOPTION

COMES NOW, Navitas KY NG, LLC (“Navitas”), by and through counsel, and hereby submits this Amended Notice of Adoption pursuant to the April 27, 2021 Order in Case No. 2020-00396. Navitas states as follows:

On May 1, 2021 Navitas acquired the B&H and Johnson County systems, formerly owned and operated by Mr. Bud Rife. Effective May 7, 2021, Navitas KY NG, LLC hereby adopts, ratifies, and makes its own, in every respect as if the same had been originally filed and posted by it, all tariffs and supplements containing rates, rules and regulations for furnishing natural gas service in Floyd County, Kentucky and Johnson County, Kentucky, pursuant to the Commission’s April 27, 2021 Order in Case No. 2020-00396 whereby the Commission found that B&H should use and adopt JCG’s base rates, and otherwise as filed with the Commission by B&H Gas Company (“B&H”) and Johnson County Gas Company (“JCG”), respectively.

This Amended Notice is issued on the 11th day of August, 2021 in accordance with 807 KAR 5:011, Section 11, and pursuant to the April 27, 2021 Order in Case No. 2020-00396.

On this the 11th day of August, 2021.



Respectfully submitted,

/s/ Klint W. Alexander
Klint W. Alexander (# 88343)
1767 Nottage Ct
Laramie, WY 82072
Tel: 615.594-4377
Email: klint.alexander10@gmail.com
Counsel for Navitas KY NG, LLC



CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 11th day of August, 2021, a true and correct copy of the foregoing instrument was deposited in the United States Mail with postage prepaid, and addressed to the following:

Linda C. Bridwell
Executive Director
Public Service Commission
Commonwealth of Kentucky
211 Sower Blvd.
Frankfort, KY 40601

J.E.B. Pinney, Esq.
General Counsel
Public Service Commission
Commonwealth of Kentucky
211 Sower Blvd.
Frankfort, KY 40601

Larry Cook
Office of the Attorney General
Rate Intervention
700 Capitol Ave. Suite 20
Frankfort, KY 40601

Joe F. Childers (# 11850)
Counsel for B&H and JCG
Childers & Baxter, PLLC
The Lexington Building
201 West Short Street, Suite 300
Lexington, Kentucky 40507

/s/ Klint W. Alexander
Klint W. Alexander



PSC KY. NO. 2021-00100
CANCELLING PSC KY. NO. 2020-00381

B&H Gas Company

OF

BETSY LAYNE, KENTUCKY 41605

RATES – CHARGES – RULES - REGULATIONS

FOR FURNISHING

Gas

AT

BETSY LAYNE, STANVILLE, IVEL, MARE CREEK, TRAM

FILED WITH THE

PUBLIC SERVICE COMMISSION

OF

KENTUCKY

DATE OF ISSUE March 31, 2021
Month / Date / Year

DATE EFFECTIVE April 1, 2021
Month / Date / Year

ISSUED BY 
Bud Rife

TITLE President / Manager

**KENTUCKY
PUBLIC SERVICE COMMISSION**

**Linda C. Bridwell
Executive Director**



EFFECTIVE

4/1/2021

PURSUANT TO 807 KAR 5:011 SECTION 9 (1)

FOR: TRAM, IVEL, STANVILLE, BETSY LAYNE, MARECREEK
Community, Town or City

PSC KY NO. 12

12th Revised SHEET NO. 2

B&H Gas Company
(NAME OF UTILITY)

CANCELLING PSC KY NO. 11

11th Revised SHEET NO. 2

CLASSIFICATION OF SERVICE

Retail rates:

	Base Rate	Gas Cost Recovery Rate	Total
First 2 Mcf	\$4.7938	\$5.2418	\$15.2774* (R)
Next 8 Mcf, per Mcf	\$1.9788	\$5.2418	\$ 7.2206 (R)
Next 20 Mcf, per Mcf	\$1.5611	\$5.2418	\$ 6.8029 (R)
Over 30 Mcf, per Mcf	\$1.3103	\$5.2418	\$ 6.5521 (R)

* Charge Includes 2 Mcf of natural gas (\$4.7938 + (5.2418 x 2)) (R)

DATE OF ISSUE March 31, 2021
MONTH/DATE/YEAR

DATE EFFECTIVE April 1, 2021
MONTH/DATE/YEAR

ISSUED BY 
SIGNATURE OF OFFICER

TITLE President / Manager

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
IN CASE NO. 2021-00100 DATED March 31, 2021

**KENTUCKY
PUBLIC SERVICE COMMISSION**

Linda C. Bridwell
Executive Director



**EFFECTIVE
4/1/2021**
PURSUANT TO 807 KAR 5:011 SECTION 9 (1)

FORM FOR FILING RULES & REGULATIONS

(Page 2 of Tariff)

B & H Gas Company, Inc
Name of Utility

RULES & REGULATIONS

Date of Issue

Effective Date

February 28, 1985

January 23, 1985

Ernest L. Ham Issued by
Name

President
Title

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

JAN 01 1985

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY Jordan C. Neel

AREA ALL AREAS SERVED

PSC KY NO. _____

FIRST REVISED SHEET NO. 1

CANCELLING PSC KY NO. 1

ORIGINAL SHEET NO. 1

B&H GAS COMPANY
(NAME OF UTILITY)

RULES AND REGULATIONS

PURCHASED GAS COST ADJUSTMENT CLAUSE

Determination of Gas Cost Recovery Rate

B&H Gas Company shall file a quarterly report with the PSC which shall contain an updated Gas Cost Recovery Rate (GCR) and shall be filed at least thirty (30) days prior to the beginning of each calendar quarter. The GCR shall become effective for billing for service rendered on or after the first day of each calendar quarter.

The Gas Cost Recovery Rate is composed of:

1. The expected gas cost component ("EGC") on a dollar-per-Mcf basis, which represents the average expected cost of purchased gas, based on the most recent Purchased Gas Adjustment applications of Columbia Gas of Kentucky, Inc. ("Columbia") for its Intrastate Utility Service ("IUS") rate, adjusted for heat content, and Peoples Gas KY, LLC ("Peoples") for its EGC, adjusted for heat content.
2. The supplier refund adjustment ("RA") on a dollar-per-Mcf basis, which reflects the refunds received from suppliers during the reporting period plus interest at a rate equal to ½ of one percent below the average ninety-day commercial paper rate for the twelve month period. In the event of any large or unusual refunds, B&H Gas Company may apply to the Public Service Commission for the right to depart from the refund procedure herein set forth.

Billing

The gas cost recovery rate to be applied to bills of customers shall equal the sum of the following components:

GCR = EGC + RA

DATE OF ISSUE July 3, 2017

MONTH / DATE / YEAR

DATE EFFECTIVE July 3, 2017

MONTH / DATE / YEAR

ISSUED BY *Bud*

SIGNATURE OF OFFICER

TITLE President

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

IN CASE NO. 2015-00367

DATED 05-04-17 and 06-13-17

KENTUCKY PUBLIC SERVICE COMMISSION
John Lyons ACTING EXECUTIVE DIRECTOR

EFFECTIVE 7/3/2017
PURSUANT TO 807 KAR 5:011 SECTION 9 (1)

AREA ALL AREAS SERVED

PSC KY NO. _____

FIRST REVISED SHEET NO. 2

CANCELLING PSC KY NO. 1

ORIGINAL SHEET NO. 2

B&H GAS COMPANY
(NAME OF UTILITY)

RULES AND REGULATIONS

PURCHASED GAS COST ADJUSTMENT CLAUSE CONT.

The GCR will be added to or subtracted from the tariff rates prescribed by the Commission Order on the Company's latest general rate case or last legally effective rate and will be included in the tariff rates stated on each applicable rate sheet within this tariff.

Definitions

For the purpose of this tariff:

a. "Average Expected Cost" is the cost of purchased gas which results from the application of the most recent Purchased Gas Adjustment applications of Columbia Gas of Kentucky, Inc. for its Intrastate Utility Service rate, adjusted for heat content, and Peoples Gas KY, LLC for its EGC, adjusted for heat contents, on purchased volumes for the most recently available twelve-month period, dividend by the corresponding sales volume.

The Average Expected Cost shall be calculated using the following formula:

$$[(\text{Columbia IUS rate} \times \text{heat adjustment}) + 2(\text{Peoples' ECG} \times \text{heat adjustment})] / 3$$

In the event that line loss exceeds 5%, purchased volumes for the twelve-month period shall be calculated as: sales volumes divided by 0.95. Where the calculations require the use of volumes used during a given period, and those volumes did not exist for a particular source for the entire period, or the Company expects the volumes to change substantially, the Company may make appropriate adjustments to its calculations. Any adjustments of this type shall be described in the quarterly Gas Cost Recovery Report.

b. "GCR" means the quarterly updated gas cost recovery rate and is the sum of the expected gas cost component plus the supplier refund adjustment plus the actual cost adjustment plus the balance adjustment; i.e., $GCR = EGC + RA$.

DATE OF ISSUE July 3, 2017

MONTH / DATE / YEAR

DATE EFFECTIVE July 3, 2017

MONTH / DATE / YEAR

ISSUED BY *[Signature]*

SIGNATURE OF OFFICER

TITLE President

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

IN CASE NO. 2015-00367

DATED 05-04-17 and 06-13-17

**KENTUCKY
PUBLIC SERVICE COMMISSION**

**John Lyons
ACTING EXECUTIVE DIRECTOR**

[Signature]

EFFECTIVE

7/3/2017

PURSUANT TO 807 KAR 5:011 SECTION 9 (1)

AREA ALL AREAS SERVED

PSC KY NO. _____

FIRST REVISED SHEET NO. 3

CANCELLING PSC KY NO. 1

ORIGINAL SHEET NO. 3

B&H GAS COMPANY
(NAME OF UTILITY)

RULES AND REGULATIONS

PURCHASED GAS COST ADJUSTMENT CLAUSE CONT.

c. "Calendar quarters" means each of the four three-month periods of (1) January, February, and March; (2) April, May, and June; (3) July, August, and September; (4) October, November, and December.

d. "Reporting Period" means the three-month accounting period that ended approximately sixty (60) days prior to the filing date of the updated gas cost recovery rates, i.e., the calendar quarters ended March 31, June 30, September 30, and December 31, of each year.

Interim Gas Cost Adjustment

The company may apply to the Public Service Commission for an interim PGA in addition to the quarterly GCA should any significant change in nationwide market prices for natural gas occur that is not reflected in the Columbia IUS rate and the Peoples EGC rate.

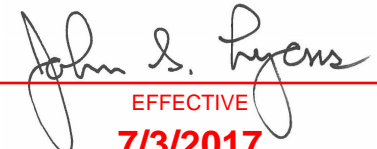
DATE OF ISSUE July 3, 2017
MONTH / DATE / YEAR

DATE EFFECTIVE July 3, 2017
MONTH / DATE / YEAR

ISSUED BY 
SIGNATURE OF OFFICER

TITLE President

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
IN CASE NO. 2015-00367 DATED 05-04-17 and 06-13-17

KENTUCKY PUBLIC SERVICE COMMISSION
John Lyons ACTING EXECUTIVE DIRECTOR

EFFECTIVE 7/3/2017 PURSUANT TO 807 KAR 5:011 SECTION 9 (1)

FOR Tram, Stanville, Ivel,
Betsy Lane, Mare Creek

P.S.C. KY. NO. 2

Original SHEET NO. 2

CANCELLING P.S.C. KY NO. 1

 SHEET NO.

B & H Gas Company

RULES AND REGULATIONS

Special Charges

1. A 10 percent penalty shall be applied on all unpaid balances after the 20th of the month. A penalty will not be assessed on penalties already included in the balance due.
2. All customers will be required to pay a deposit prior to the installation of gas service unless other arrangements are made in advance. The deposit will be 2/12 of the customers estimated annual bill.
3. B & H will paint its meters as part of its regular maintenance program. If a customer requests that the meter be painted more frequently or to be painted a specific color the charge will be \$27.10
4. Location of customers service line will be made by the utility pursuant to 807 KAR 5:022, Section 13(8) at no charge, however, customers who request within the subsequent 12 month period to have their lines relocated will be charged \$30 unless good cause exists for requesting the service.
5. A reconnection charge of \$35 shall be paid before service is restored following disconnection for non-payment of bills.
6. A reconnection charge of \$50 will be assessed customers who request disconnection of service and subsequently re-establishes service at the same premise with twelve (12) months.
7. A charge of \$25 will be made upon an applicants request to turn on service for an existing connection.
8. A charge of \$20 will be made if the utility visits a customer's premises to collect a delinquent bill, after a delinquent notice has been received by the customer.

PUBLIC SERVICE COMMISSION

OF KENTUCKY

DATE OF ISSUE March 1, 1991 EFFECTIVE DATE EFFECTIVE
MONTH DATE YEAR MONTH DAY YEAR
ISSUED BY Bud Rife President 99 Stanville, Ky 41659
NAME OF OFFICER MAY 1 1991 TITLE ADDRESS

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: Stanville
PUBLIC SERVICE COMMISSION MANAGER

FOR Tram, Stanville, Ivel,
Betsy Lane, Mare Creek

P.S.C. KY. NO. 2

~~1st Revised~~ SHEET NO. 3

CANCELLING P.S.C. KY NO. 1

~~Original~~ SHEET NO. 3

B & H Gas Company

RULES AND REGULATIONS

9. A fee of \$10.25 will be assessed to any customer whose check is returned from the bank for insufficient funds.
10. A fee of \$45 will be charged to change out a meter pursuant to the customer's request provided the meter is tested and found to register no more than 2 percent fast.
11. A charge of \$20 will be made to reread a meter pursuant to the customer's request if the meter is found to have been read accurately. If the meter was misread, this charge will not apply.
12. Move meter at customer's request \$118.00 (N)
The company shall supply gas continuously and without interruption and adopt and shall maintain, subject to the commissions regulations, a standard pressure of 8 oz. as measured at the outlet side of the customer meters.

The above paragraph notwithstanding, B & H shall assume no liability for any damage or loss resulting from inadequate or interrupted supply or from any pressure variation when such conditions are not due to willful fault or neglect on its part.

CUSTOMERS DISCONTINUANCE OF SERVICE

Any customer desiring service discontinued or changed from one address to another shall give the utility three (3) working days' notice in person or in writing, provided such notice does not violate contractual obligations.

Upon request that service be reconnected at any premises subsequent to the initial installation or connection to its service lines, the utility may, subject to subsection (3) of this section, charge the applicant an amount not to exceed the actual average cost as approved by this commission of making such reconnection.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

NOV 29 1993

PURSUANT TO 807 KAR 6-011,
SECTION 9 (1)

DATE OF ISSUE March 1, 1991

ISSUED BY And He
NAME OF OFFICER

BY: Shirley
PUBLIC SERVICE COMMISSION MANAGER

MONTH 3 DAY 1 YEAR 1991
Bx 99 Stanville, Ky 41659
ADDRESS

FOR Tram, Stanville, Ivel,
Betsy Lane, Mare Creek

P.S.C. KY. NO. 2

Original SHEET NO. 4

CANCELLING P.S.C. KY NO. 1

 SHEET NO.

B & H Gas Company

RULES AND REGULATIONS

APPLICATIONS FOR SERVICE

All customers will be required to fill out an application for service prior to installation of service. This application will consist of name of applicant and spouse, address, social security number of applicant and spouse in case of emergency, applicant signature, and date of application. Applicants who give fraudulent information shall be disconnected.

DISCONTINUANCE OF SERVICE

B & H GAS COMPANY INC. will refuse or discontinue to serve an applicant or customer under the following conditions:

For noncompliance with the utility's or commission's rules and regulations. However, the utility shall not discontinue or refuse service to any customer or applicant for violation of its rules or regulations without first having made a reasonable effort to induce the customer or applicant to comply with its rules and regulations as filed with the commission. After such effort on the part of the utility, service may be discontinued or refused only after the customer shall have been given at least ten (10) days written notice of such intention, delivered to an adult member of his or her household or mailed to his or her last known address.

When a dangerous condition is found to exist on the customer's or applicant's premises, the service shall be cut off without notice or refused, provided that the utility notify the customer or applicant immediately of the reasons for the discontinuance or refusal and the corrective action to be taken by the applicant or customer before service can be restored.

When a customer or applicant refuses or neglects to provide reasonable access to the premises for the purpose of installation, operation, meter reading, maintenance or removal of utility property, the utility may discontinue or refuse service only after the customer or applicant shall have been given at least fifteen (15) days' written notice of such intention.

**PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE**

DATE OF ISSUE March 1, 1991 DATE EFFECTIVE MAY 1 1991
MONTH DATE YEAR MONTH DAY YEAR
SUED BY Bud Kfe President Bx 99 Stanville, Ky 41659
NAME OF OFFICER SUANT TO 807 KAR 5.001, ADDRESS
SECTION 9 (1)

BY: Stanville
PUBLIC SERVICE COMMISSION MANAGER

FOR Tram, Stanville, Ivel,
Betsy Lane, Mare Creek

P.S.C. KY. NO. 2

Original SHEET NO. 5

CANCELLING P.S.C. KY NO. 1

SHEET NO.

B & H Gas Company

RULES AND REGULATIONS

The utility shall not be required to furnish services to any applicant: When such applicant is indebted to the utility for service furnished until such applicant shall have paid such indebtedness. When a customer or applicant does not comply with state, municipal or other codes, rules and regulations applying to such service.

The utility shall not discontinue service to any customer for nonpayment of bills without first having made a reasonable effort to induce the customer to pay same. The customer shall be given at least ten (10) days' written notice, but the cut-off shall not be effected before twenty-seven (27) days after the mailing date of the original bill. Such termination notice shall be exclusive of local, state, and federal programs providing for the payment of utility bills under certain conditions and of the offices to contact for such possible assistance. If prior to discontinuance of service, there is delivered to the utility office, payment of the amount in arrears, then discontinuance of service shall not be made, or where a written certificate is filed signed by a physician, a registered nurse or a public health officer stating that, in the opinion of the person making the certification discontinuance of service will aggravate an existing illness or infirmity on the affected premises, service shall not be discontinued until the affected resident can make other living arrangements or until thirty (30) days elapse from the time of the utility's notification to the customer in writing of the existence of local, state and federal programs, providing for the payment of utility bills under certain conditions and of the offices to contact for such possible assistance. Service shall not be discontinued when the customer and the utility have reached agreement on a partial payment plan and the customer is meeting the requirements of the plan.

EMPLOYEE AVAILABILITY

An employee shall be available to answer consumer questions and negotiate partial payment plan.

**PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE**

MAY 1 1991

DATE OF ISSUE March 1, 1991 PURSUANT TO 807 KAR 001, EFFECTIVE
MONTH DATE YEAR SECTION 9 (1) MONTH DAY YEAR
SUED BY Sam Rhee BY: Sam Rhee President Bx 99 Stanville, Ky 41659
NAME OF OFFICER PUBLIC SERVICE COMMISSION MANAGER ADDRESS

FOR Tram, Stanville, Ivel,
Betsy Lane, Mare Creek

P.S.C. KY. NO. 2

Original SHEET NO. 6

CANCELLING P.S.C. KY NO. 1

SHEET NO. _____

B & H Gas Company

RULES AND REGULATIONS

An employee shall be available to answer questions regarding a customer's bill and to resolve disputes over the amount of such bill. The designated employee shall be authorized to negotiate partial payment plans of an outstanding bill and accept payments where the customer has shown good faith in attempting to meet his or her financial obligations to the utility.

At least one employee shall be available to answer consumer questions and negotiate partial payment plans at the utility's office during established office hours (9:00 a.m. - 5:00 p.m. closing for lunch 12:00 p.m. - 1:00 p.m.).

CERTIFICATE OF NEED

Federal and statewide energy assistance programs are administered by the Kentucky Cabinet for Human Resources, Department for Social Insurance. Upon written certification from the Department for Social Insurance, issued at one (1) of its offices or the office of its designee, a customer who is eligible for energy assistance under the Department's financial need, defined as any household with gross income at or below 130 percent of the poverty level, and who has been issued a ten (10) day notice between December 1 and March 1 for nonpayment of a gas bill and who presents such notice to the Department for Social Insurance or its designee, shall be allowed thirty (30) days in addition to such ten (10) day period in which to negotiate a partial payment plan with the utility provided such certification is delivered to the utility during the initial ten (10) day notice period by the applicant in person, by his or her agent, by mail, or by a telephone call from an employee of the Department for Social Insurance or its designee. The thirty (30) day period shall begin to run at the end of the tenth day of the ten (10) day period. When the customer exhibits good faith by offering to make a present payment commensurate with his or her ability to do so and by agreeing to a repayment schedule which would permit the customer to become current in payment of his or her gas bill as soon as possible but not later than October 15, the utility shall accept such partial payment plan.

BUDGET PAYMENT PLAN

A budget plan shall be available by which a customer may elect to pay a fixed amount each month on a yearly basis in lieu of monthly billings based on actual

**PUBLIC SERVICE COMMISSION
OF KENTUCKY**

DATE OF ISSUE	<u>March 1, 1991</u>	EFFECTIVE DATE	<u>EFFECTIVE</u>
	MONTH DATE YEAR	MONTH DAY YEAR	
ISSUED BY	<u>B. D. Rife</u>	TITLE	<u>President</u>
	NAME OF OFFICER		ADDRESS
	<u>MAY 1 1991</u>		<u>Bx 99 Stanville, Ky 41659</u>

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: Henry Deller
PUBLIC SERVICE COMMISSION MANAGER

FOR Tram, Stanville, Ivel,
Betsy Lane, Mare Creek

P.S.C. KY. NO. 2

Original SHEET NO. 7

CANCELLING P.S.C. KY NO. 1

SHEET NO. _____

B & H Gas Company

RULES AND REGULATIONS

usage. The provisions of this section relate to partial payments and budget plans that shall apply primarily to a utility's residential customers. It shall be the responsibility of the utility to disseminate information to its customers regarding the availability of such budget payment plan.

FRAUDULENT OR ILLEGAL USE OF SERVICE

When the utility has discovered evidence that by fraudulent or illegal means a customer has obtained unauthorized service or has diverted the service for unauthorized use or has obtained service without same being properly measured, the service to the customer may be discontinued without notice. The utility shall not be required to restore service until the customer has complied with all rules of the utility and regulations of the commission and the utility has been reimbursed for the estimated amount of the service rendered and the cost to the utility incurred by reason of the fraudulent use.

ACCESS TO PROPERTY

The utility shall at all reasonable hours have access to meters, service connections and other property owned by it and located on customer's premises for purpose of installation, maintenance, meter reading, operation or removal of its property at the time service is to be terminated. Any employee of the utility whose duties require him or her to enter the customer's premises shall have identification which will identify him as an employee of the utility, the same to be shown by him or her upon request.

PROPERTY DAMAGE

Any customer and/or person who causes damage to the property of this utility shall pay for all damages, repairs, and any other cost incurred as a result of the damages.

LENGTH OF SERVICE

All customers must guarantee service for one year from the date of their application for service.

PUBLIC SERVICE COMMISSION
OF KENTUCKY

DATE OF ISSUE	March 1, 1991	EFFECTIVE DATE	EFFECTIVE
	MONTH DATE YEAR	MONTH DAY YEAR	
SUED BY	<u>Dud Pfe</u>	President	<u>Box 99 Stanville, Ky 41659</u>
	NAME OF OFFICER	TITLE	ADDRESS

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER