

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

WILLIAM ALLEN ROBERTS)	
)	
COMPLAINANT)	
)	
V.)	CASE NO.
)	2011-00314
TAYLOR COUNTY RURAL ELECTRIC COOPERATIVE CORPORATION)	
)	
DEFENDANT)	

COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO
TAYLOR COUNTY RURAL ELECTRIC COOPERATIVE CORPORATION

Taylor County Rural Electric Cooperative Corporation ("Taylor County") is to file with the Commission the original and ten copies of the following information, with a copy to all parties of record. The information requested herein is due no later than 14 days from the date of issuance of this request. Responses to requests for information shall be appropriately bound, tabbed and indexed. Each response shall include the name of the witness responsible for responding to the questions related to the information provided.

Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association or a governmental agency, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and

accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

Taylor County shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect. For any request to which Taylor County fails or refuses to furnish all or part of the requested information, it shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

Careful attention should be given to copied material to ensure that it is legible. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of that information in responding to this request.

1. Regarding William Allen Roberts ("Complainant") contacting Taylor County about installing electric utility service at 728 Lether Burton Road, Columbia, Kentucky ("the Roberts property):

a. Provide the date Complainant first contacted Taylor County about having electric utility service installed at the Roberts property and how the contact was made, i.e., in person, by phone, written request, etc.

b. Provide Taylor County's response to Complainant's first request to have electric utility service installed at the Roberts property.

2. In its Answer to the complaint, Taylor County states that it has no easement across the property of Curry beyond the point at which its pole is situated and that, in order to extend a distribution line from the Curry pole, an easement from Curry,

“who is unwilling, under any circumstance, to grant such an easement”¹ would be required.

a. Confirm that the Curry referred to in the Answer is Joey Curry, whose name appears in Taylor County’s Answer at Exhibit B.

b. Explain why Taylor County maintains that Curry is unwilling under any circumstance to grant an easement to Taylor County.

3. Taylor County’s Answer at Paragraph 4.b. states that it does not have any additional easement right across the property of Ken Burton beyond the pole situated upon that property. Exhibit A of Taylor County’s Answer identifies the Wendell Burton property. Explain whether Ken Burton and Wendell Burton are two individuals or if the reference to Ken Burton is intended to refer to Wendell Burton.

4. Taylor County’s Answer at Paragraph 4.c. states that, with the permission of Adair County, it could utilize a part of the 30-foot road right-of-way to extend service in the direction of the Roberts property but that the circumstances of such an extension would require underground service within the county road corridor. Explain why Taylor County maintains that such an extension would require underground service within the county road corridor.

5. Taylor County’s Answer at Paragraph 4.d. states that the county road ends before reaching the Roberts property and that Complainant’s access from the county road to his property is through a non-exclusive use for access purposes of a 20-foot private roadway which privilege is either granted or retained by as many as three other parties. Paragraph 4.d. further states that, if the private roadway corridor could be

¹ Defendant’s Answer, filed September 6, 2011, p. 2.

utilized for purposes of extending service to Complainant, service would necessarily have to be underground.

a. Provide the names of the three parties referred to who have either granted or retained the roadway privilege to the Roberts property.

b. Explain why Taylor County maintains that, if the private roadway corridor is utilized for purposes of extending service to the Roberts property, the service would necessarily have to be underground.

6. Taylor County's Answer at Paragraph 6 indicates that it has evidenced to Complainant its willingness to acquire an appropriate easement for the installation of underground service to the Roberts property through condemnation. Taylor County's Answer at Paragraph 7 states that it is familiar with 807 KAR 5:041(11) which requires, in the case of normal extensions, a distribution utility to construct at its cost, facilities by means of which it extends for a distance of no more than 1,000 feet its existing distribution line to the property of a prospective customer. 807 KAR 5:041, Section 11 (2)(a) states that, when an extension of the utility's line is greater than 1,000 feet per customer, the utility may, if not inconsistent with its filed tariff, require the total cost of the excess footage over 1,000 feet per customer to be deposited with the utility by the applicant, based on the average estimated cost per foot of the total extension. Taylor County's tariff at Sheet No. 14, concerning Line Extensions for New Services, states that:

2. Other Extensions:

(a) When an extension of the Cooperatives distribution line to serve an applicant or group of applicants amounts to more than 1000 feet per customer, the cooperative shall require the total cost of the excessive footage over 1000 feet per customer to be deposited with the cooperative by the

applicant or applicants. The cost per foot for single phase extensions shall be \$2.93.

(b) Each customer receiving service under such extensions will be reimbursed under the following plan: Each year for a period of not less than ten (10) years, which for the purpose of this rule shall be the refund period, the cooperative shall refund to the customer or customers who paid for the excessive footage the cost of 1000 feet of the extension in place for each additional customer connected during the year whose service line is directly connected to the extension installed and not to extensions or laterals therefrom, but in no case shall the total amount refunded exceed the amount paid the cooperative. At the end of the refund period no refund will be required to be made.²

Has Taylor County informed Complainant of its Tariff Section 14, 2 (a) and (b)?

7. Explain whether Taylor County has completed an analysis of the cost differential in providing underground service versus the cost of providing above-ground service to the Roberts property. If yes, provide all calculations and workpapers. If no, explain why an analysis has not been performed.

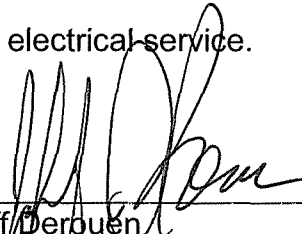
8. Provide a simple boundary non-relief map of the area identified in Taylor County's Answer, Exhibit B, which clearly shows:

- a. The distribution service line drop at the point closest to Complainant's property;
- b. The location of the end of the county road;
- c. The location of the private road over which Complainant has access to his property;
- d. The property line boundaries of the properties owned by Roberts, Curry, and Burton.

² Taylor County Rural Electric Cooperative Corporation Rates, Rules and Regulations for Furnishing Electricity, Tariff Sheet No. 14, paragraphs 2.(a), (b), effective October 28, 1992.

e. All potentially feasible line extension routes to the Roberts property, with each route identified in a separate color. For each route, provide the length of the extension on the map. Identify separately the length of the distribution extension and the length of the service line when appropriate.

9. Explain whether the McKinney property has electrical service.



Jeff Derouen
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Public Service Commission
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DATED OCT 27 2011

cc: Parties of record

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