

Mr. Jeff Derouen  
Executive Director  
Public Service Commission  
P.O. 815  
Frankfort, KY. 40602

RECEIVED

MAR 8 2013

PUBLIC SERVICE  
COMMISSION

Mr. Derouen:

I would like to submit at this time other documents that may be pertinent to the matter involving Crossroads café/ Robert Hawkins and Fountain Run Water District case number 2013-00017

Included in this submission are the following documents;

1. The official records request submitted to FRWD in December 19, 2012. This request was hand delivered to Mr. Cornwell and faxed and hand delivered to Mrs. Veach. I would like to point out Mrs. Veach had thrown the fax copy away and had to retrieve it from the waste basket when I entered the water office about 15 minutes after faxing.
2. A copy of the letter I am submitting to the Attorney General of the State of Kentucky Open Records Division requesting that the AG office investigate why after almost 2 months my records request has not been responded to other than the brief mention in the PSC order response dated 2/4/2013.
3. A copy of the Summons I received from Wes Stephens FRWD's legal council and Monroe County Attorney informing me that I was being sued in the amount listed and had 20 days to respond in my defense. I would like to direct your attention to the dates listed on these documents and suggest that FRWD was simultaneously requesting more time to confer with council due to councils absence when in fact council was present and preparing this summons. The dates and signatures on this legal document suggest Mr. Stephens was available at the time in question.
4. A copy of the cancelled check written to FRWSD dated 11/16/07 in the memo it clearly states last bill rest, As I requested all service to be disconnected and at that time it was. The check in the next pane of the bank statement is the fee for meter removal.

As part of this submission I would request that your office provide me with each board members date of appointment and date of training as required by KRS 74.020 as an open records request by Robert Hawkins.

Respectfully  
Robert Hawkins



11872 Holland Rd  
Scottsville, Ky 42164

AOC- 175 Doc. Code: COM  
Rev. 5-11  
Page 1 of 2  
Commonwealth of Kentucky  
Court of Justice www.courts.ky.gov  
KRS 24A.260



MAR 9 2013  
PUBLIC SERVICE COMMISSION  
Case No. 13-S-00018  
Court District Small Claims  
County Monroe

SMALL CLAIMS COMPLAINT

Assigned Court Date: \_\_\_\_\_

Plaintiff:  Company  Individual (for individual, enter first, middle and last names)

Name Fountain Run Water District  
Address 226 Main Street  
P.O. Box 118  
Fountain Run Kentucky 42133

Plaintiff's Attorney (if any):  Firm  Individual

Name Wes Stephens  
Address 215 N. Main Street  
Tompkinsville Kentucky 42167

Defendant:  Company  Individual (for individual, enter first, middle and last names)

Name Cross Roads Cafe  
Address c/o Robert Hawkins  
11872 Holland Road  
Scottsville Kentucky 42164

NOTICE TO EACH DEFENDANT - READ CAREFULLY

You are being sued in Small Claims Court by the Plaintiff shown above. The judge has not made a decision in this case. **You are to appear in court** on the date shown on the attached summons to tell your side of the dispute. **If you fail to appear in court** on the date shown on the attached summons, a court judgment may be taken against you for the money or property demanded in the **Claim** on page 2 of this document. This could lead to garnishment of your paycheck and/or sale of your home or other belongings (unless protected by law) to satisfy the judgment. **If you have questions or need assistance, consult the Small Claims information pamphlet (P-6) or call an attorney.**

WARNING REGARDING JURY TRIAL  
(KRS 24A.320; 29A.270)

There are no jury trials in Small Claims Court. If the amount in controversy exceeds \$250, you may have a jury trial by going into District Civil Court. However, the simplified and informal procedures used in Small Claims Court do not apply in District Civil Court. **If you request a jury, you will be required to pay an additional fee.**

**To the Plaintiff:** If you want a jury trial, file your claim in District Civil Court instead of Small Claims Court

**To The Defendant:** If you want a jury trial, **you must notify** the court **clerk in writing** at least **seven (7) days** before the court date listed on the attached summons to have the case transferred from Small Claims Court to District Civil Court.

Clerk \_\_\_\_\_

Address \_\_\_\_\_

Phone No. \_\_\_\_\_

# 2013-00017

Plaintiff's Name Fountain Run Water District

**CLAIM**

**1. Plaintiff claims Defendant:**

That as of October 30, 2012, the Defendant has a delinquent account with the Fountain Run Water District for a water/sewer bill in the amount of \$944.52. To date, the Defendant has failed and refused to pay said account and is indebted to the Plaintiff the sum of \$944.52, plus court, and attorney's fees.

**NOTE TO PLAINTIFF:** Only the Complaint will be served on the Defendant. Attachments **WILL NOT** be served.

2. Plaintiff claims the sum of \$ 944.52 from the defendant for damages incurred as a result of the above complaint. (The **jurisdictional authority** of Small Claims Court is **\$2,500.00, exclusive of interest and costs.** KRS 24A.230).

3. Plaintiff also claims the following court costs: 90.00.  
Court costs will be added to any judgment rendered in favor of plaintiff.

Date: 2-8, 2013.

[Signature]  
Plaintiff's or Attorney's Signature

**SMALL CLAIMS AFFIDAVIT**

KRS 24A.250(1) reads as follows: **No party shall file more than twenty-five (25) claims in any one (1) calendar year in the Small Claims Division of any District Court in the Commonwealth. Any business engaged in trade or commerce shall be entitled to the maximum number of claims allowed under this section of each established location in the district that has been engaged in trade or commerce for at least six (6) months. KRS 24A.250(4) exempts claims brought by city, county or urban-county governments from the limit on the number of claims that may be filed in a calendar year.**

**I swear (or affirm) I have not brought more than the maximum number of claims allowed by KRS 24A.250.**

Date: 2-8, 2013.

[Signature]  
Affiant's Signature

Subscribed and sworn to before me by Wes Stephens this 8<sup>th</sup> day of February, 2013. My Commission expires: 01-07, 2014.

Signature: Tracie Pater  
Title: Notary Public

2013-00017

Generated: 02/13/2013

AOC-S-105 Sum Code: CI  
Rev. 7-99



Case Number 13-S-00018

Court DI

County MONROE

Commonwealth of Kentucky  
Court of Justice  
CR 4.02; Cr Official Form 1

Civil Summons

Plaintiff, FOUNTAIN RUN WATER DISTRICT, VS. CROSS ROADS CAFE., Defendant

CROSS ROADS CAFE,  
C.O ROBERT HAWKINS  
11872 HOLLAND RD  
SCOTTSVILLE KY 42164

The Commonwealth of Kentucky to the above-named Defendant(s):

You are hereby notified that a legal action has been filed against you in this court demanding relief as shown on the document delivered to you with summons. Unless a written defense is made by you or by an attorney on your behalf within twenty (20) days following the day this paper is delivered to you, judgement by default may be taken against you for the relief demanded in the attached complaint.

The name(s) and address(es) of the party or parties demanding such relief against you or his/her (their) attorney(s) are shown on the document delivered to you with this summons.

Circuit/District Clerk, JOYCE EMBERTON

By [Signature], DC

Date: 02/11/2013

Proof of Service

This Summons was served by delivering a true copy and the Complaint (or other initiating document)

To: Robert Hawkins

Not Served because:

Date: 2-25, 2013.

[Signature] 42  
Served by




OFFICIAL RECORDS REQUEST

12/19/12

This document is a request for certain public records in the possession of Fountain Run Water Sewer District. According to administrative regulations set forth by KRS and PSC 3 days is the allotted time period to provide these records and that all FWRSD records are free and open to the public

1. A complete roster of Board members and all employees of FRWSD.
2. A complete payroll for FRWSD monthly or yearly
3. A complete list of every FRWSD user who has or is being billed for sewer even though water is disconnected since 2000.
4. A copy of the original contract signed by the original owners of 212 main st. Fountain Run at the time sewer was originally installed.
5. A complete billing history of 212 main st. from time septic/sewer was installed.
6. A copy of all correspondence on the matter of Crossroads café sewer billing. Please include any legal submissions to Wes Stephens and FRWSD council.
7. A copy of the minutes for the November 2012 and December 18, 2012 FRWSD Board meetings.
8. A written explanation and rationale for the Sewer billing.
9. A written explanation of any records omission that you cannot or will not provide.

Please sign and date so we may both have a receipt and a time marker for this request.

 12/31/12  
4344081

\* 2013-00017

P. 1

\* \* \* Communication Result Report ( Dec. 19. 2012 2:28PM ) \* \* \*

1) Ft Run Office  
2)

Date/Time: Dec. 19. 2012 2:27PM

File No. Mode	Destination	Pg(s)	Result	Page Not Sent
2432 Memory TX	4344081	P. 2	OK	

Reason for error  
E. 1) Hang up or line fail  
E. 2) Busy  
E. 3) No answer  
E. 4) No facsimile connection  
E. 5) Exceeded max. E-mail size

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CASE # 2013-00017

RECEIVED

MAR 8 2013

PUBLIC SERVICE COMMISSION

Check 298, Amount \$33.60 Date 11/26/2007

1/19/2007

ROBERT HAWKINS (09/05) 299  
 11872 HOLLAND RD (270)622-5095  
 SCOTTSVILLE, KY 42164

900  
 Date 11-16-07

Pay to the Order of F. Ther... \$ 33.29  
Three and 29/100 Dollars

SOUTH CENTRAL BANK  
 FOUNTAIN HILL, KY 42133

For Postcard Bill

Check 299, Amount \$33.29 Date 11/26/2007

ROBERT HAWKINS (09/05) 300  
 11872 HOLLAND RD (270)622-5095  
 SCOTTSVILLE, KY 42164

Date 11-16-07

Pay to the Order of H & O F. Ther... \$ 10.00  
ten Dollars

SOUTH CENTRAL BANK  
 FOUNTAIN HILL, KY 42133

Check 300, Amount \$10.00 Date 12/4/2007

ROBERT HAWKINS (05/05) 301  
 11872 HOLLAND RD (270)622-5095  
 SCOTTSVILLE, KY 42164

Ad-21-210  
 11-02 720 167301  
 Date 11-17-07

Pay to the Order of Wilson Real Estate \$ 390.00  
Three hundred and ninety Dollars

SOUTH CENTRAL BANK  
 FOUNTAIN HILL, KY 42133

For Trailer

ROBERT HAWKINS (05/05) 302  
 11872 HOLLAND RD (270)622-5095  
 SCOTTSVILLE, KY 42164

Date 11-26-07

Pay to the Order of CPC \$ 46.00  
Forty six Dollars

SOUTH CENTRAL BANK  
 FOUNTAIN HILL, KY 42133