

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ROBERT HAWKINS	)	
	)	
COMPLAINANT	)	
	)	
V.	)	CASE NO. 2013-00017
	)	
FOUNTAIN RUN WATER DISTRICT	)	
	)	
DEFENDANT	)	

NOTICE OF FILING

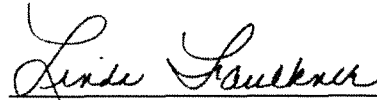
Notice is given to all parties that the following materials have been filed into the record of this proceeding:

- The digital video recording of the evidentiary hearing conducted on August 16, 2013 in this proceeding;
- Certification of the accuracy and correctness of the digital video recording;
- A written log listing, *inter alia*, the date and time of where each witness' testimony begins and ends on the digital video recording of the evidentiary hearing conducted on August 16, 2013.

A copy of this Notice, the certification of the digital video record, and hearing log have been served by first class mail upon all persons listed at the end of this Notice. Parties desiring an electronic copy of the digital video recording of the hearing in Windows Media format may download a copy [http://psc.ky.gov/av\\_broadcast/2013-00017/2013-00017\\_16Aug13\\_Inter.aspx](http://psc.ky.gov/av_broadcast/2013-00017/2013-00017_16Aug13_Inter.aspx). Parties wishing an annotated digital video

recording may submit a written request by electronic mail to [pscfilings@ky.gov](mailto:pscfilings@ky.gov). A minimal fee will be assessed for a copy of this recording.

Done at Frankfort, Kentucky, this 22<sup>nd</sup> day of August 2013.

A handwritten signature in cursive script, reading "Linda Faulkner", written in black ink. The signature is positioned above a horizontal line.

Linda Faulkner  
Director, Filings Division  
Public Service Commission of Kentucky

Robert Hawkins  
11872 Holland Road  
Scottsville, KENTUCKY 42164

Wes Stephens  
Monroe County Attorney  
215 N. Main Street  
Tompkinsville, KENTUCKY 42167

Louise Veach  
Office Manager  
Fountain Run Water District #1  
226 Main Street  
P.O. Box 118  
Fountain Run, KY 42133

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ROBERT HAWKINS )  
V. ) CASE NO. 2013-00017  
FOUNTAIN RUN WATER DISTRICT )

CERTIFICATE

I, Kathleen Rodgers, hereby certify that:

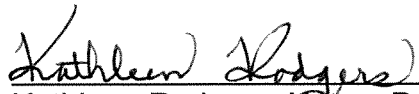
1. The attached DVD contains a digital recording of the hearing conducted in the above-styled proceeding on **August 16, 2013**. The Hearing Log and Witness List are included with the recording on August 16, 2013.

2. I am responsible for the preparation of the digital recording;

3. The digital recording accurately and correctly depicts the hearing;

4. The "Hearing Log" attached to this Certificate accurately and correctly states the events that occurred at the hearing of **August 16, 2013** and the time at which each occurred.

Given this 22nd day of August, 2013.

  
\_\_\_\_\_  
Kathleen Rodgers, Notary Public  
State at Large

Notary ID 476799  
My Commission Expires: November 12,  
2016



# Session Report - Detail

2013-00017\_16Aug13

Hawkins v. Fountain Run WD

Date:	Type:	Location:	Department:
8/16/2013	Other	Public Service Commission	Hearing Room 1 (HR 1)

Judge: Hearing Officer Jim Wood  
 Witness: Joe Cornwell; Kenneth Jackson; Raven Propes; Ricky Ross; Ronnie Smith; Louise Veach  
 Clerk: Kathy Rodgers

Event Time	Log Event
9:17:31 AM	Session Started
9:17:36 AM	Session Paused
9:59:04 AM	Session Resumed
9:59:09 AM	Jim Wood - Hearing Officer Note: Rodgers, Kathy
	Preliminary Remarks
10:00:33 AM	Mr. Wood Note: Rodgers, Kathy
	Parties - Introduction
10:01:08 AM	Mr. Hawkins Note: Rodgers, Kathy
	Hawkins requested subpoenas and everyone is here except Mr. Downing
	Mr. Downing is ill and has resigned his commission from the WD
10:01:48 AM	Mr. Stephens Note: Rodgers, Kathy
	Wes Stephens represents WD
10:02:32 AM	Mr. Hawkins and Mr. Stephens Note: Rodgers, Kathy
	Aware of Mr. Downing's health and Mr. Downing's resignation from board
10:03:23 AM	Mr. Stephens Note: Rodgers, Kathy Note: Rodgers, Kathy Note: Rodgers, Kathy
	Mr. Wood asks Mr. Beyer to present case Hawkins is aware of Mr. Downing's circumstances Explanation regarding Mr. Downing's absence and two new board members appointed this week
10:05:00 AM	Mr. Hawkins Note: Rodgers, Kathy
	Hawkins will present case first - Opening Statement - Presenting his case
10:05:34 AM	Mr. Wood Note: Rodgers, Kathy
	Wood asks Hawkins to go ahead and present his testimony
10:05:53 AM	Mr. Hawkins Note: Rodgers, Kathy
	Mr. Hawkins gives testimony
10:06:56 AM	Mr. Hawkins Note: Rodgers, Kathy Note: Rodgers, Kathy
	Stephens Waives statement at this time Mr. Wood asks for Mr. Hawkins to present witnesses and then swears in Mr. Hawkins to testify
	Testifying about his service
10:08:29 AM	Mr. Hawkins Note: Rodgers, Kathy
	Stephens wants copy of document Hawkins was presenting in his testimony
	Hawkins testifies about the WD billing. He received no billing for five years.
10:08:51 AM	Mr. Wuetcher Note: Rodgers, Kathy
	Wuetcher and Hawkins talking about Commission regulations
10:09:20 AM	Mr. Wuetcher Note: Rodgers, Kathy
	Mr. Wood agrees to recess to make copies of regulations, etc.

	Note: Rodgers, Kathy	Wuetcher wants to recess to make copies, etc. of Hawkins documents for all parties
10:09:58 AM	Session Paused	
10:23:21 AM	Session Resumed	
10:23:29 AM	Mr. Wood	
	Note: Rodgers, Kathy	Question has been raised if copies referred to by Hawkins should be given to clerk
10:24:22 AM	Mr. Beyer	
	Note: Rodgers, Kathy	Beyer reporting on regs by Hawkins
10:24:45 AM	Mr. Hawkins	
	Note: Rodgers, Kathy	Hawkins resumes testimony
10:25:38 AM	Mr. Hawkins	
	Note: Rodgers, Kathy	Hawkins reading regulations during his testimony.
10:26:18 AM	Mr. Hawkins	
	Note: Rodgers, Kathy	User to be charged for service - Hawkins is not using service
10:26:45 AM	Mr. Hawkins	
	Note: Rodgers, Kathy	City ordinance says that user must pay for service. Mr. Hawkins says he is not a user.
	Note: Rodgers, Kathy	Hawkins says document states that I need to be connected but nowhere does it state that I have to pay
	Note: Rodgers, Kathy	Water and sewer were both disconnected at the same time
10:28:27 AM	Mr. Hawkins	
	Note: Rodgers, Kathy	Mr. Stephens points out that its not a private operating company
10:29:12 AM	Mr. Hawkins	
	Note: Rodgers, Kathy	Hawkins explains about services and he is not a delinquent customer
10:29:35 AM	Mr. Hawkins	
	Note: Rodgers, Kathy	Talks about the process of service and Mr. Hawkins followed by giving proper notice and receiving his final bill
10:29:59 AM	Mr. Hawkins	
	Note: Rodgers, Kathy	WD has violated other regulations
10:31:16 AM	Mr. Stephens	
	Note: Rodgers, Kathy	Mr. Wood ruled that the Commission is not, by statute, limited to the rules of procedure and will permit it for what its worth
	Note: Rodgers, Kathy	Stephens objects to the relevance of any violations that the WD may have in regard to the issue at bar
10:32:12 AM	Mr. Hawkins	
	Note: Rodgers, Kathy	Close of Hawkins testimony stating that lack of training of commissioners and lack of interest on the part of the WD to resolve his problem
	Note: Rodgers, Kathy	Continues testifying about lack of training of commissioners for WD
10:32:37 AM	Mr. Stephens	
	Note: Rodgers, Kathy	Mr. Wood directs questioning of Stephens to Mr. Hawkins
10:33:06 AM	Mr. Stephens	
	Note: Rodgers, Kathy	Asks if Mr. Hawkins has the Fountain Run binder that they sent him and Hawkins proceeds to get his binder and return to the witness stand
10:33:35 AM	Mr. Stephens	
	Note: Rodgers, Kathy	Stephens asked if Mr. Hawkins if he owns land in Fountain Run, Kentucky.
10:34:46 AM	Mr. Stephens	
	Note: Rodgers, Kathy	Stephens asking questions to Mr. Hawkins
	Note: Rodgers, Kathy	Asked Hawkins if he signed the User Agreement and does he have a copy of it
10:35:21 AM	Mr. Stephens	
	Note: Rodgers, Kathy	Questions Hawkins about the signed User Agreement

10:35:51 AM	Mr. Stephens Note: Rodgers, Kathy Note: Rodgers, Kathy	Stephens says that the contract speaks for itself Continues to question Hawkins about validity of user contract
10:37:02 AM	Mr. Stephens Note: Rodgers, Kathy  Note: Rodgers, Kathy	Mr. Hawkins cannot terminate agreement for sewer service while he owns his property Contract, tariff, ordinances all say Mr. Hawkins cannot terminate service
10:37:32 AM	Mr. Hawkins Note: Rodgers, Kathy	Hawkins asks Mr. Wood about guidance on this issue
10:38:35 AM	Mr. Wood Note: Rodgers, Kathy	Wood ruled Stephens to only cross-examine witness
10:39:20 AM	Mr. Hawkins Note: Rodgers, Kathy	Said all documents of WD is to be filed with the PSC and that none of these documents are filed with the PSC
10:40:09 AM	Mr. Stephens Note: Rodgers, Kathy  Note: Rodgers, Kathy	Stephens continues to question Mr. Hawkins about the user agreement and the WD's billing Mr. Wood recommended questions for cross-examine not statements
10:41:54 AM	Mr. Stephens Note: Rodgers, Kathy Note: Rodgers, Kathy	Stephens has no further questions Stephens asks Hawkins about what regulation exempts him because it was not on file - Reg 278.160
10:42:05 AM	Mr. Beyer Note: Rodgers, Kathy	Beyer questioning Mr. Hawkins
10:43:39 AM	Mr. Beyer Note: Rodgers, Kathy	Questioned Hawkins about what the WD told him about not being able to be disconnected
10:44:37 AM	Mr. Beyer Note: Rodgers, Kathy  Note: Rodgers, Kathy	Hawkins is continued to be questioned by Beyer regarding his service Were you told that you could not discontinue your sewer service?
10:45:49 AM	Mr. Beyer Note: Rodgers, Kathy	Hawkins questioned about severing his sewer line
10:47:23 AM	Mr. Beyer Note: Rodgers, Kathy	Beyer questions Hawkins about clarifying when his service was cancelled and about his billing with the WD
10:47:52 AM	Mr. Wood Note: Rodgers, Kathy	So everyone is familiar, please explain what sort of structure is your building. Hawkins explains about the structure
10:48:40 AM	Mr. Wood Note: Rodgers, Kathy	Wood questions Hawkins about his plumbing being utilized at all since that time
10:49:16 AM	Mr. Wood Note: Rodgers, Kathy	Wood addresses Stephens about having any additional questions for Hawkins
10:50:52 AM	Mr. Hawkins Note: Rodgers, Kathy	Hawkins continues to testify to Stephens questions
10:52:34 AM	Mr. Stephens Note: Rodgers, Kathy	Stephens refers to the User Agreement for witness to review
10:53:13 AM	Mr. Stephens Note: Rodgers, Kathy	Stephens cross-examines witness regarding the user contract that you signed with the WD

	Note: Rodgers, Kathy	Mr. Beyer interjects that the contract at issue is three pages not two pages
10:54:30 AM	Mr. Hawkins Note: Rodgers, Kathy	Hawkins asks to clarify with Stephens where in the user agreement he needs to read
10:54:56 AM	Mr. Stephens Note: Rodgers, Kathy	Stephens continues to question witness about user agreement
10:56:01 AM	Mr. Wood Note: Rodgers, Kathy	Addresses Hawkins to call his next witness
10:56:22 AM	Mr. Hawkins Note: Rodgers, Kathy	It will be Kenneth Jackson, Sewer Superintendent
10:56:51 AM	Mr. Wood Note: Rodgers, Kathy	Kenneth Jackson sworn in and states his occupation and where he works
10:57:06 AM	Mr. Hawkins Note: Rodgers, Kathy	Hawkins questioning Jackson
10:57:30 AM	Mr. Hawkins Note: Rodgers, Kathy	Jackson testifies if he has any official training for his position
10:57:58 AM	Mr. Jackson Note: Rodgers, Kathy Note: Rodgers, Kathy	He is not in charge of all the sewer; he is in maintenance Hawkins questions Jackson about familiar with his property and Jackson responds that Hawkins is not connected
10:58:52 AM	Mr. Stephens Note: Rodgers, Kathy  Note: Rodgers, Kathy	Objection by Stephens - There is no way Jackson can know. He does not have the foundation Wood responds that Jackson can testify to what he has observed and what he has observed recently
10:59:35 AM	Mr. Hawkins Note: Rodgers, Kathy	Jackson's testimony continues
11:00:07 AM	Mr. Jackson Note: Rodgers, Kathy Note: Rodgers, Kathy	Jackson continues to testify about water and sewer lines Testifies that only way to disconnect sewer lines is to sever it
11:01:07 AM	Mr. Hawkins Note: Rodgers, Kathy Note: Rodgers, Kathy	Jackson was present at the November meeting Jackson asked if he was present at the November and December meetings
11:01:27 AM	Mr, Hawkins Note: Rodgers, Kathy  Note: Rodgers, Kathy	Jackson questioned about commissioners agreeing to seek legal opinion on if WD billing practices were right with the PSC Continued to question Jackson about meeting
11:02:11 AM	Mr. Hawkins Note: Rodgers, Kathy  Note: Rodgers, Kathy	Wants to present Minutes of Meeting to Jackson so he can answer some questions Jackson was in attendance
11:03:07 AM	Mr. Hawkins Note: Rodgers, Kathy  Note: Rodgers, Kathy  Note: Rodgers, Kathy	Jackson reviews minutes of meeting and then Hawkins questions Mr. Jackson about the meeting Wood responds that he can testify as to what happened at the meeting Stephens objects and says that Jackson has nothing to do with the minutes Hawkins says that he just wants clarification
11:03:48 AM	Mr. Wuetcher Note: Rodgers, Kathy	Jackson is questioned by PSC - Wuetcher



11:04:47 AM	Mr. Jackson Note: Rodgers, Kathy	We just inspect the tanks that are existing and have routine inspections
11:05:39 AM	Mr. Wuetcher Note: Rodgers, Kathy	Questioning Jackson about his employment with the WD since 2006
11:06:17 AM	Mr. Wuetcher Note: Rodgers, Kathy Note: Rodgers, Kathy	Are you talking about through the plumbing? Questioned Jackson how the structure prevents sewer gas
11:06:45 AM	Mr. Wood Note: Rodgers, Kathy Note: Rodgers, Kathy	Wood continues to question Jackson about the trap Wood wants to follow-up on Mr. Wuetcher's question to Jackson - Does the trap that you refer to is in the double bend of the pipes, I assume, is that correct?
11:08:02 AM	Mr. Wood Note: Rodgers, Kathy	Mr. Stephens - No questions. Mr. Jackson is excused
11:08:29 AM	Mr. Wood Note: Rodgers, Kathy	Next witness, please. Ricky Ross, General Manager of the WD called and sworn in.
11:08:57 AM	Mr. Hawkins Note: Rodgers, Kathy	Ross is being questioned by Hawkins of his employment with the WD
11:09:29 AM	Mr. Wood Note: Rodgers, Kathy Note: Rodgers, Kathy	Wood questioned Ross of when he was appointed to the WD. Ross testified that he was appointed by WD in 2001
11:10:09 AM	Mr. Hawkins Note: Rodgers, Kathy Note: Rodgers, Kathy Note: Rodgers, Kathy	Ross continues to testify about being over just water Hawkins questions Ross about his attendance to the November and December meetings of the WD Stephens objects to how witness can answer the question asked by Hawkins
11:10:58 AM	Mr. Hawkins Note: Rodgers, Kathy Note: Rodgers, Kathy	Stephens objects to relevance. Ross has no authority to set billing practices. He just maintains the system. What is your opinion of the billing practices
11:11:41 AM	Mr. Hawkins Note: Rodgers, Kathy	Continuing questioning witness about billing practices and complaints
11:12:07 AM	Mr. Hawkins Note: Rodgers, Kathy	Ross testified that he remembered the response from the board that they would seek an opinion from the PSC and also an opinion from the WD's attorney
11:12:43 AM	Mr. Ross Note: Rodgers, Kathy	Ms. Veach gave information about billing practices
11:13:29 AM	Mr. Ross Note: Rodgers, Kathy	Ross testified that when he first started he asked about the billing practices and he got the same answer as Mr. Hawkins got and was told these practices have been in effect for many, many years
11:14:19 AM	Mr. Hawkins Note: Rodgers, Kathy Note: Rodgers, Kathy	Hawkins asks Ross to review the tariff presented and interpret what the tariff means Stephens objects to Ross's interpretation and the tariff speaks for itself

11:14:44 AM	Mr. Hawkins Note: Rodgers, Kathy	Continues to question Ross about another sewer utility in Monroe County which is the City of Thompkinsville. Question asked if Thompkinsville charge a base rate?
	Note: Rodgers, Kathy	Stephens objects to the relevance. Wood rules sustained. Hawkins has no further questions for Ross
11:15:17 AM	Mr. Beyer Note: Rodgers, Kathy	Stephens comments that this is the same question that Mr. Hawkins asked
	Note: Rodgers, Kathy	Beyer questions Ross about billing procedures - Stephens objects - Stephens can answer about water but not sewer
11:16:20 AM	Mr. Beyer Note: Rodgers, Kathy Note: Rodgers, Kathy	Stephens said Ross can answer about the water but not the sewer Beyer clarifies question Stephens objected to
11:17:45 AM	Mr. Wood Note: Rodgers, Kathy	Wood asks if Ross is familiar with the finances of the water and sewer district.. Witness responded and Wood said he would allow the answer
	Note: Rodgers, Kathy	Beyer continues to question Ross on the finances of the WD
11:19:11 AM	Mr. Beyer Note: Rodgers, Kathy	Is there any person in the hearing to ask about these questions? Ross said to ask Ms. Veach
	Note: Rodgers, Kathy	Ms. Veach is the person to ask about any billing questions and policies.
	Note: Rodgers, Kathy	Wood excuses Mr. Ross
11:19:46 AM	Mr. Wood Note: Rodgers, Kathy	Joe Cornwell new witness - WD Chairman, sworn in by Wood
11:20:23 AM	Mr. Hawkins Note: Rodgers, Kathy	Hawkins questioning Cornwell and asked about his last appointment to the Commission
	Note: Rodgers, Kathy	Cornwell talks about training for the WD
11:21:36 AM	Mr. Hawkins Note: Rodgers, Kathy	Cornwell testified other training was for one day a couple of years ago
11:21:57 AM	Mr. Stephens Note: Rodgers, Kathy	Stephens objects and says once again Hawkins is asking for a lay person's opinion
	Note: Rodgers, Kathy	Wood rules that Cornwell should respond about billing practices were instituted, if he knows
11:22:24 AM	Mr. Cornwell Note: Rodgers, Kathy	Cornwell testifies about November meeting and the recommendation of Ms. Veach to seek counsel and to contact the PSC about billing practices
11:23:05 AM	Mr. Hawkins Note: Rodgers, Kathy Note: Rodgers, Kathy	Was there any contact made to the PSC or the WD's attorney? Greg Jones appeared at meeting and questioned about the billing practices - Motion made to contact the PSC on this matter
11:24:07 AM	Mr. Cornwell Note: Rodgers, Kathy	Testifies about opinion sought by WD's counsel and the PSC would be helpful about what action to take at the November and December meetings
11:25:26 AM	Mr. Hawkins Note: Rodgers, Kathy	Questions Cornwell about any public meeting on the billing matter
11:26:42 AM	Mr. Hawkins Note: Rodgers, Kathy	Hawkins continues to question Cornwell

11:27:17 AM	Mr. Wood Note: Rodgers, Kathy Note: Rodgers, Kathy	Mr. Stephens, do you have any questions? Stephens response is no. Mr. Beyer, do you have any questions for the witness?
11:28:07 AM	Mr. Beyer Note: Rodgers, Kathy	Questioned Cornwell about recent appointment
11:29:35 AM	Mr. Beyer Note: Rodgers, Kathy	Beyer continues to question Cornwell
11:30:01 AM	Mr. Beyer Note: Rodgers, Kathy	Questioned Cornwell about contact with other commissioners about billing practices
11:31:28 AM	Mr. Beyer Note: Rodgers, Kathy	Continues to question Cornwell about billing practices
11:32:12 AM	Mr. Hawkins Note: Rodgers, Kathy Note: Rodgers, Kathy Note: Rodgers, Kathy	Novice Lancaster and Francis Howard were new appointees Hawkins questions Cornwell about resignation of board members Resignations last month from the board was Ronnie Smith and John Downing
11:33:22 AM	Mr. Wood Note: Rodgers, Kathy	Witness excused
11:33:32 AM	Mr. Wood Note: Rodgers, Kathy	New Witness Raven Propes, Commissioner, questioned and sworn in
11:34:14 AM	Mr. Hawkins Note: Rodgers, Kathy	Hawkins questions witness Raven Propes about being a board member, when was his appointment, and any training from the PSC
11:34:52 AM	Mr. Hawkins Note: Rodgers, Kathy  Note: Rodgers, Kathy  Note: Rodgers, Kathy	Mr. Wood says Hawkins can ask about any discussions on the WD's billing practices Hawkins asks Propes about what criteria did he determine about the billing practices Mr. Stephens objects
11:36:03 AM	Mr. Propes Note: Rodgers, Kathy Note: Rodgers, Kathy	Mr. Hawkins continues to question Propes Discussed about Hawkins sewer bill and that Hawkins had signed the User Agreement and it was legal
11:36:37 AM	Mr. Wood Note: Rodgers, Kathy Note: Rodgers, Kathy	Mr. Stephens, do you have any questions? No, questions. Beyer questions Propes
11:37:14 AM	Mr. Beyer Note: Rodgers, Kathy  Note: Rodgers, Kathy	Continues to question Propes about customers leaving the system and if sewer system would be distressed Questions Propes about his appointment to the Commission and any discussions about billing practices
11:40:08 AM	Mr. Wood Note: Rodgers, Kathy Note: Rodgers, Kathy	Witness may step down Mr. Hawkins have any questions. No.
11:40:23 AM	Mr. Hawkins Note: Rodgers, Kathy Note: Rodgers, Kathy	New Witness - Ronnie Smith Mr. Wood is Secretary of Water and Sewer and swears witness in.
11:41:11 AM	Mr. Hawkins Note: Rodgers, Kathy	Hawkins questions Ronnie Smith if he is still an active member of the Commission. Smith says no and that he has resigned as of last month

11:41:55 AM	Ronnie Smith Note: Rodgers, Kathy	Hawkins questioning Smith about billing practices, his training and any documentation of the billing practices of the WD
11:42:22 AM	Mr. Smith Note: Rodgers, Kathy	Hawkins continues to question Smith
11:43:01 AM	Mr. Hawkins Note: Rodgers, Kathy	Does Smith know Greg Jones? Smith said he knows Mr. Jones. Smith to read the minutes of the meeting regarding Mr. Jones sewer billing
	Note: Rodgers, Kathy	Motion was made in meeting to contact PSC regarding the billing practices
11:44:22 AM	Mr. Smith Note: Rodgers, Kathy	Several people coming to meetings and testifying about what was discussed
11:45:35 AM	Mr. Hawkins Note: Rodgers, Kathy	Smith testifies Ms. Veach is the one who has come to meetings and asking if she contacted the PSC
11:47:13 AM	Mr. Hawkins Note: Rodgers, Kathy	Hawkins continues to question Smith
11:48:06 AM	Mr. Hawkins Note: Rodgers, Kathy	Smith testifies about November meeting he attended
11:49:21 AM	Mr. Smith Note: Rodgers, Kathy	Smith continues to testify about his discussions with Hawkins at the meeting and his billing problems
11:52:04 AM	Mr. Smith Note: Rodgers, Kathy	Smith continues to testify about legal opinions that were discussed with the commission
11:52:18 AM	Mr. Stephens Note: Rodgers, Kathy Note: Rodgers, Kathy	Stephens objects to question from Hawkins about Smith's opinion Mr. Wood directs Hawkins that he can ask his opinion
11:52:50 AM	Mr. Wood Note: Rodgers, Kathy	Wood asks Stephens if he has any questions of Smith
11:53:43 AM	Mr. Stephens Note: Rodgers, Kathy	Stephens questions Smith about water and sewer lines and solvency of the WD
11:54:54 AM	Mr. Beyer Note: Rodgers, Kathy	Beyer questions Smith about how long he has been with the commission for the WD
11:55:24 AM	Mr. Beyer Note: Rodgers, Kathy	Smith testifies about reviewing policies and procedures of the WD
11:56:28 AM	Mr. Beyer Note: Rodgers, Kathy	Smith continues testifying about the billing practices for the sewer
11:57:11 AM	Mr. Beyer Note: Rodgers, Kathy	Smith continues testifying about only issue was about sewer charges
11:58:01 AM	Mr. Beyer Note: Rodgers, Kathy	Smith testifies about the sewer system and grants from government for help
	Note: Rodgers, Kathy	WD was denied grant money from the government to help with the sewer system
11:59:14 AM	Mr. Beyer Note: Rodgers, Kathy	Smith testified about billing rate increases
12:02:35 PM	Session Note Entry Note: Rodgers, Kathy	Talking about bank accounts are separate for water and sewer

12:03:39 PM	Mr. Beyer Note: Rodgers, Kathy	Smith testifies about the revenue loss of 19 people for this month for sewer billings
12:04:40 PM	Mr. Smith Note: Rodgers, Kathy	Testifies about profit on the Sewer and higher rates if WD went with different types of loans
12:06:13 PM	Mr. Beyer Note: Rodgers, Kathy	Beyer continues to question finances with Smith
12:07:14 PM	Mr. Smith Note: Rodgers, Kathy	Testified about raising the rates and talked with Melissa with World Assistance Program
	Note: Rodgers, Kathy	Questioned about Melissa - Melissa Melton was her name
12:08:17 PM	Mr. Beyer Note: Rodgers, Kathy	Smith testifies about Bob Blankenship who is an Engineer with HMB
12:08:35 PM	Mr. Wood Note: Rodgers, Kathy Note: Rodgers, Kathy	Wood asked if Hawkins had any redirects Hawkins questions witness about costs to use sewer or not
12:09:39 PM	Mr. Hawkins Note: Rodgers, Kathy	Hawkins continues to question Smith
12:11:07 PM	Mr. Hawkins Note: Rodgers, Kathy	Hawkins questions Smith about grants
12:11:38 PM	Mr. Beyer Note: Rodgers, Kathy	Beyer has a follow-up question to Smith regarding funds
12:12:25 PM	Mr. Wood Note: Rodgers, Kathy Note: Rodgers, Kathy	Wood questions Smith about separate columns for Water and Sewer Witness excused
12:12:44 PM	Mr. Hawkins Note: Rodgers, Kathy	Hawkins calls new witness - Louise Veach, Office Manager of WD and sworn in by Wood
12:13:20 PM	Louise Veach Note: Rodgers, Kathy	Hawkins questions Veach about her job duties - Employed since 1981
12:13:48 PM	Mr. Hawkins Note: Rodgers, Kathy	Hawkins questions Veach about billing charges and practices for the sewer system
12:14:30 PM	Ms. Veach Note: Rodgers, Kathy	Has attended no training for her job but if training is offered or available she will attend
12:15:16 PM	Mr. Hawkins Note: Rodgers, Kathy	Hawkins questions Veach about billing account and charges
12:16:38 PM	Mr. Hawkins Note: Rodgers, Kathy Note: Rodgers, Kathy Note: Rodgers, Kathy	Hawkins questions Veach about User Agreement Stephens interjects that the agreement speaks for itself. Wood said if she cannot answer question about the User Agreement to go forward
12:17:08 PM	Ms. Veach Note: Rodgers, Kathy	Veach continues to testify about User Agreement and the Resolution
12:17:43 PM	Mr. Hawkins Note: Rodgers, Kathy	Questions Veach about November meeting minutes and motion by Smith and Downing to contact the PSC
12:18:42 PM	Ms. Veach Note: Rodgers, Kathy Note: Rodgers, Kathy	Testified she contacted the PSC. There is no written record but there is an oral record. - Melissa contacted Ginny Smith of the PSC Hawkins asks Veach who is Keven Hantle - He is with the Farmers Home Administration

12:20:30 PM	Mr. Hawkins Note: Rodgers, Kathy	Veach testifies that Catherine Kapps is WD's attorney who takes care of the WD's minor things
12:21:16 PM	Mr. Hawkins Note: Rodgers, Kathy	Hawkins asks Veach if she has ever contacted the PSC about opinion on billing practices
12:21:53 PM	Ms. Veach Note: Rodgers, Kathy	Have talked to the PSC concerning Hawkins billing
12:22:33 PM	Mr. Hawkins Note: Rodgers, Kathy	Hawkins asks Veach who marked the tariff in the requests about connection charges
12:23:54 PM	Mr. Hawkins Note: Rodgers, Kathy Note: Rodgers, Kathy	Stephens interjects and asks Hawkins to give an example for Veach Hawkins approaches Veach with copy Mr. Wood questions document - It is the sewer tariff on file with the PSC
12:24:52 PM	Mr. Hawkins Note: Rodgers, Kathy Note: Rodgers, Kathy	Questions Veach about a written response to his request - Only verbal response given to Hawkins by Veach Stephens requests a copy of document Hawkins is referring to
12:25:53 PM	Mr. Hawkins Note: Rodgers, Kathy	Hawkins questions Veach about the letter from Attorney Stephens
12:26:22 PM	Ms. Veach Note: Rodgers, Kathy	Testifies about how many customers who have water and sewer
12:27:15 PM	Mr. Hawkins Note: Rodgers, Kathy	Veach testifies why she did not send out bills to Hawkins - She made a mistake
12:28:07 PM	Mr. Stephens Note: Rodgers, Kathy	Veach testifies about billing processes for WD
12:29:49 PM	Ms. Veach Note: Rodgers, Kathy	Veach testifies about the finances of the WD
12:30:56 PM	Mr. Stephens Note: Rodgers, Kathy	Stephens questions Veach about how many accounts are involved but WD has only one Identification #
12:31:24 PM	Ms. Veach Note: Rodgers, Kathy	Veach continues to testify about expenses paid by Fountain Run
12:32:08 PM	Mr. Stephens Note: Rodgers, Kathy Note: Rodgers, Kathy	Veach testifies that PSC gets an annual audit from the WD Stephens continues to ask questions from Veach about income and expenses and salaries for employees
12:35:09 PM	Ms. Veach Note: Rodgers, Kathy	Testifying about applying for grants - Applied for \$100,000 thru ARC grant and a loan thru RD
12:36:17 PM	Mr. Stephens Note: Rodgers, Kathy	Questions Veach about the income average per month and about the 21 people that do not have sewer service
12:36:50 PM	Mr. Beyer Note: Rodgers, Kathy	Beyer questions Veach about policies of sewer billing and discussions regarding this issues
12:38:10 PM	Mr. Beyer Note: Rodgers, Kathy Note: Rodgers, Kathy	Beyer questions Veach about severing the lines - Veach does not understand - Stephens says that Beyer needs to rephrase the question - there is no testimony about severing the lines Stephens objects - There has been no testimony presented about severing the lines

12:38:55 PM	Mr. Beyer Note: Rodgers, Kathy	Beyer questions Veach about Tariff Sheet #3 regarding sewer on file with PSC
12:42:07 PM	Ms. Veach Note: Rodgers, Kathy	Veach reads tariff regarding service to be terminated by WD
12:42:54 PM	Ms. Veach Note: Rodgers, Kathy	Veach reviews "Discontinuance at Customer's Request"
12:44:36 PM	Mr. Beyer Note: Rodgers, Kathy	Beyer questions Veach about the discontinuance of services for water not sewer
12:45:48 PM	Mr. Stephens Note: Rodgers, Kathy Note: Rodgers, Kathy	It is the last paragraph on the page Stephens says that he believes Veach is looking at the wrong paragraph
12:47:53 PM	Mr. Beyer Note: Rodgers, Kathy	Veach reads the last sentence aloud
12:49:56 PM	Ms. Veach Note: Rodgers, Kathy	Beyer continues to question Veach about sewer provision and three day notice to WD
12:50:29 PM	Mr. Beyer Note: Rodgers, Kathy Note: Rodgers, Kathy	Veach to look over Sewer User Contract and testified that this contract was the original one used in 1986 Beyer continues to question Veach
12:55:14 PM	Mr. Beyer Note: Rodgers, Kathy	Veach testifies about March 22, 2013 letter from Wes Stephens to the attorney general, Michelle Harrison
12:57:55 PM	Ms. Veach Note: Rodgers, Kathy	Veach continues to testify
12:58:55 PM	Mr. Beyer Note: Rodgers, Kathy	Veach testifying about rates for sewer - Did Veach have any discussions regarding raising these rates
1:01:00 PM	Mr. Beyer Note: Rodgers, Kathy	Asks Veach about rate increases and what the percentage would be
1:02:27 PM	Mr. Stephens Note: Rodgers, Kathy	Stephens objects that a rate percentage has not been discussed in this hearing so Veach has nothing to go by
1:02:52 PM	Mr. Beyer Note: Rodgers, Kathy	No policies in place about severance sewer lines
1:03:18 PM	Mr. Stephens Note: Rodgers, Kathy Note: Rodgers, Kathy	Stephens objects Wood - Asked if there were a fee incurred
1:03:40 PM	Mr. Beyer Note: Rodgers, Kathy	Stephens objects about hypothetical questions from Beyer
1:04:58 PM	Mr. Beyer Note: Rodgers, Kathy	Beyer questions Veach about the Sewer District Contract that Hawkins signed
1:07:08 PM	Mr. Beyer Note: Rodgers, Kathy	Veach questioned about who drafted the original contract for the WD
1:07:46 PM	Mr. Wood Note: Rodgers, Kathy	Mr. Hawkins
1:08:04 PM	Mr. Hawkins Note: Rodgers, Kathy	Hawkins re-directs to read aloud the Request for Information No. 14

1:10:24 PM	Mr. Stephens Note: Rodgers, Kathy	Stephens objects that Veach did not have anything to do with the Requests for Information filed with the PSC
	Note: Rodgers, Kathy	Hawkins points out that Veach had signed the document
1:11:03 PM	Mr. Wood	
	Note: Rodgers, Kathy	Wood asked Veach if she understood the question
1:12:24 PM	Mr. Wood	
	Note: Rodgers, Kathy	Wood questions Veach as to where she got her information about Questions 14 that she just answered
1:13:53 PM	Mr. Wood	
	Note: Rodgers, Kathy	Who is Laura Stinson - She is the one who drafted this and Veach witnessed as supervisor
1:15:32 PM	Gerald Wuetcher	
	Note: Rodgers, Kathy	Wuetcher asks Veach - In the response you are talking about - Did you sign the cover letter and get the materials together
1:16:16 PM	Mr. Wuetcher	
	Note: Rodgers, Kathy	Veach said she did discuss information with Cornwell.
1:17:09 PM	Mr. Wuetcher	
	Note: Rodgers, Kathy	Wuetcher is still questioning Veach about documents
1:18:12 PM	Mr. Wood	
	Note: Rodgers, Kathy	Wood clarifying statements made by Veach regarding that 19 or 20 customers paying sewer bills that do not have water.
1:21:57 PM	Session Paused	
1:33:47 PM	Session Resumed	
1:34:04 PM	Mr. Wood	
	Note: Rodgers, Kathy	Veach Excused
1:34:19 PM	Mr. Wood	
	Note: Rodgers, Kathy	Hawkins calls witness Brenda Steenbergen, Treasurer of Commissioners, and then sworn in by Wood
1:35:07 PM	Mr. Hawkins	
	Note: Rodgers, Kathy	Hawkins directs testimony of Steenbergen.
1:35:35 PM	Mr. Hawkins	
	Note: Rodgers, Kathy	Training this year
1:36:08 PM	Mr. Hawkins	
	Note: Rodgers, Kathy	Questions Steenbergen on billing practices
1:37:21 PM	Mr. Beyer	
	Note: Rodgers, Kathy	Beyer Questions Steenbergen about billing practices and how long on commission
1:39:13 PM	Mr. Wood	
	Note: Rodgers, Kathy	Reference to phone calls. Steenbergen to testify about calls and who was called.
1:39:57 PM	Mr. Wood	
	Note: Rodgers, Kathy	Witness Steenbergen is excused.
1:40:19 PM	Mr. Hawkins	
	Note: Rodgers, Kathy	Hawkins asking about where to go next
1:40:40 PM	Mr. Stephens	
	Note: Rodgers, Kathy	Stephens has no questions
1:41:01 PM	Mr. Wood	
	Note: Rodgers, Kathy	Wood directs for Closing arguments
1:41:13 PM	Mr. Stephens	
	Note: Rodgers, Kathy	Stephens statement for WD
1:46:04 PM	Mr. Hawkins	
	Note: Rodgers, Kathy	Hawkins statement



1:52:25 PM

Mr. Wood

Note: Rodgers, Kathy

Wood will take case under submission

1:52:57 PM

Session Paused

1:53:14 PM

Session Ended