

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ROY G. COOKSEY, M.D.	)	
	)	
COMPLAINANT	)	
	)	
v.	)	CASE NO. 2013-00109
	)	
WARREN COUNTY WATER DISTRICT	)	
	)	
DEFENDANT	)	

ORDER

Complainant has filed a formal complaint against Warren County Water District ("Warren District") in which it seeks an Order directing Warren District to petition the Warren County Judge/Executive to extend Warren District's territory to include Complainant's farm in its entirety and directing Warren District to extend water and sewer service to the portion of his farm that Warren District does not presently serve. Warren District has answered the Complaint and denies that Complainant is entitled to the requested relief.

Finding that a procedural schedule should be established in this proceeding, the Commission HEREBY ORDERS that:

1. The procedural schedule set forth in the Appendix to this Order shall be followed.
2. a. All responses to requests for information shall be appropriately bound, tabbed and indexed and shall include the name of the witness who will be

responsible for responding to the questions related to the information provided, with copies to all parties of record and eight copies to the Commission.

b. Each response shall be 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.

c. A party shall make timely amendment to any prior response if it obtains information that indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect.

d. For any request to which a party fails or refuses to furnish all or part of the requested information, that party shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

3. Any party that files written testimony shall file with the Commission an original and eight copies. Written testimony shall be in verified form.

4. The parties shall consider any request for information from Commission Staff as if ordered by the Commission.

5. Service of any document or pleading in paper form shall be made in accordance with 807 KAR 5:001, Section 4(8). Service upon a party shall be considered completed upon delivery of the document or pleading to the party, upon mailing the document or pleading to the party's address of record, or by sending it by electronic means to the electronic mail address listed on party's pleadings.

6. Any party filing a document or pleading with the Commission shall serve such document or pleading upon all other parties to this proceeding.

7. Any document or pleading that a party serves upon the other parties to this proceeding shall also be filed with the Commission.

8. At any hearing in this matter, neither opening statements nor summarization of direct or rebuttal testimony shall be permitted.

9. Direct examination of witnesses shall be limited to the authentication and adoption of that written testimony. No summarization of written testimony by the witness shall be permitted.

10. Witnesses who have filed written direct and rebuttal testimony shall present that testimony at the same sitting. Opposing parties may cross-examine such witnesses on both direct and rebuttal testimonies.

11. Motions for extensions of time with respect to the procedural schedule shall be made in writing and will be granted only upon a showing of good cause.

12. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), the record of the formal hearing in this matter shall be by videotape.

13. Briefs shall not exceed 40 pages in length. When referring to a segment of the digital video record in its brief, a party shall set forth the month, day, year, hour, minute, and second at which the reference begins, as recorded on the digital video record (e.g., VR: 08/10/13; 14:24:05).

By the Commission

ENTERED  
AUG 01 2013  
KENTUCKY PUBLIC  
SERVICE COMMISSION

ATTEST:

  
Executive Director

Case No. 2013-00109

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE  
COMMISSION IN CASE NO. 2013-00109 DATED **AUG 01 2013**

Parties may file initial requests for information with the Commission and served upon opposing parties no later than..... 08/12/2013

Parties' response to initial requests for information shall be filed with the Commission and served upon opposing parties no later than ..... 08/26/2013

Parties may file supplemental requests for information with the Commission and served upon opposing parties no later than ..... 09/09/2013

Parties' response to supplemental requests for information shall be filed with the Commission and served upon opposing parties no later than ..... 09/23/2013

Complainant shall file with the Commission the written testimony of its witnesses, in verified form, no later than ..... 10/07/2013

Requests for information to Complainant shall be filed with the Commission and served upon Complainants no later than ..... 10/17/2013

Complainant's responses to requests for information shall be filed with the Commission and served upon the Defendant no later than ..... 10/28/2013

Defendant shall file with the Commission the written testimony of its witnesses, in verified form, no later than ..... 11/14/2013

Requests for information to Defendant shall be filed with the Commission and served upon Defendant no later than ..... 11/25/2013

Defendant's responses to supplemental requests for information shall be filed with the Commission and served upon Complainant no later than ..... 12/05/2013

Complainants shall file rebuttal testimony, in verified form, no later than ..... 12/16/2013

A conference call shall be held at the Commission's offices in Frankfort, Kentucky for the purpose of considering the possibility of settlement, the simplification of issues, and any other matters that may aid in the handling or disposition of this case, beginning at 10:00 a.m. Eastern Standard Time, on..... 12/20/2013

Public Hearing is to begin at 10:00 a.m. Eastern Standard Time, in  
the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky,  
for the purpose of cross-examination of witnesses .....01/07/2014

Written Briefs, if any, shall be filed with the Commission no later than .....02/07/2014

Honorable Keith M Carwell  
Attorney At Law  
English, Lucas, Priest & Owsley  
1101 College Street  
P.o. Box 770  
Bowling Green, KENTUCKY 42102

Matthew P Cook  
Cole & Moore, PSC  
921 College Street - Phoenix Place  
Bowling Green, KENTUCKY 42102-7240

Alan Vilines  
General Manager  
Warren County Water District  
523 US Highway 31W Bypass  
P. O. Box 10180  
Bowling Green, KY 42102-4780