

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

REQUEST TO FILL VACANCIES ON WESTERN)	CASE NO.
PULASKI COUNTY WATER DISTRICT BOARD)	2014-00040
OF COMMISSIONERS)	

ORDER

Don Calder, Chairman of Western Pulaski County Water District (“Western Pulaski District”), has advised the Commission in writing of the existence of one vacancy on Western Pulaski District’s Board of Commissioners due to the expiration of the incumbent’s term; has requested that the Commission fill the vacancy; and has proposed a candidate for appointment. More specifically, Mr. Calder requests that the incumbent, Randall Wilson, be appointed to fill the unexpired term.

Commission records indicate that the term of Mr. Wilson ended on October 4, 2013.¹ Commission records do not reflect the appointment of any successor upon the expiration of his term.²

KRS 74.020(4), which addresses the appointment of members to the boards of commissioners of water districts, states:

Vacancies shall be filled by the same appointing authority which is empowered to make the original appointment. Vacancies resulting from cause other than expiration of the term shall be filled for the unexpired term only.

¹ *Annual Report of Western Pulaski County Water District to the Kentucky Public Service Commission for the Year Ended December 31, 2011* at 6.

² KRS 74.020(9) requires water districts to report to the Commission all vacancies resulting from the expiration of a term or the death, resignation, or removal of the incumbent and all appointments within 30 days of the appointment or the occurrence of the vacancy.

Notwithstanding the provisions of KRS 67.710, a vacancy resulting from the expiration of a term or the death, resignation, or removal of the incumbent shall be filled by the Public Service Commission if, within ninety (90) days following the vacancy, the vacancy has not been filled by the appropriate county judge/executive with approval of the fiscal court.

Finding that the Commission appointed commissioners to Western Pulaski District's Board of Commissioners due to expiration of terms³ and information regarding Western Pulaski District was filed in the prior case, the prior case should be incorporated by reference. The Commission further finds that a proceeding should be initiated to consider the request.

IT IS THEREFORE ORDERED that:

1. This proceeding is initiated to fill the existing vacancy on Western Pulaski District's Board of Commissioners.

2. Pulaski County Judge/Executive Barty Bullock, Pulaski County Fiscal Court, Western Pulaski District and Randall Wilson are made parties to this proceeding.

3. Case No. 2012-00052, *Request to Fill Vacancies on Western Pulaski County Water District Board of Commissioners* (filed Feb. 14, 2012) shall be incorporated into the record.

4. Any party filing documents with the Commission shall serve a copy of those documents upon all other parties.

5. Randall Wilson shall file with the Commission an original and ten copies of the information listed in Appendix A. A party's failure to file the requested information in

³ See Case No. 2012-00052, *Request to fill Vacancies on Western Pulaski County Water District Board of Commissioners* (Ky. PSC Jan. 16, 2013).

a timely manner shall be considered as notice that the party does not wish to be considered for appointment to Western Pulaski District's Board of Commissioners.

6. Western Pulaski District shall file with the Commission the original and ten copies of the information listed in Appendix B.

7. a. The information requested herein is due on or before March 15, 2014. Responses to requests for information shall be appropriately bound, tabbed and indexed and shall include the name of the witness responsible for responding to the questions related to the information provided.

b. 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.

c. Any party 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.

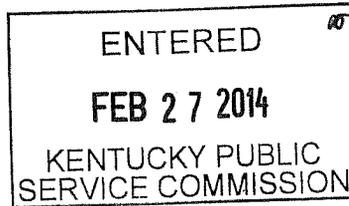
d. For any request to which a party fails or refuses to furnish all or part of the requested information, that party shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

e. 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

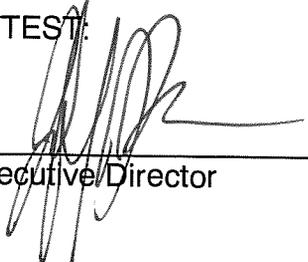
that information when responding to this request. When applicable, the requested information shall be separately provided for total company operations and jurisdictional operations.

8. Any party who wishes to nominate a person to fill the vacancy shall submit such nomination to the Commission in writing within 20 days of the date of this Order.

By the Commission



ATTEST:



Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2014-00040 DATED FEB 27 2014

1. Provide your resume or curriculum vitae.
2. State your date of birth.
3. State your current street address and your current mailing address (if different from your street address).
4. State whether you have ever been convicted of violating any law (other than minor traffic offenses). If yes, list the conviction, the date of the conviction, the sentence, and the court that entered the sentence.
5. State whether you reside in Western Pulaski District's territory.
6. State whether you have fought a duel with deadly weapons or sent or accepted a challenge to fight a duel with deadly weapons, acted as second in carrying a challenge, or aided or assisted any person doing so.
7. State whether you are a customer of Western Pulaski District.
8. Describe your educational background.
9. Describe your experience in operating or managing a water utility.
10. Describe your experience in managing or operating organizations similar to a water utility.
11. List all positions that you currently hold with any local, state, or federal governmental entity.
12. a. List all non-governmental organizations and non-profit corporations for which you serve as an officer.

b. For each organization and corporation listed, state whether the organization or corporation transacts business with Western Pulaski District.

13. List all contracts that you have ever entered into with Western Pulaski District to provide goods or services. Provide a copy of each contract.

14. List all business transactions that you have had with Western Pulaski District in a personal or non-official capacity.

15. List all family members that Western Pulaski District currently employs and the position that each family member holds. State the date on which each family member began his or her employment with Western Pulaski District.

16. List all family members that Western Pulaski District has previously employed and the position that each family member held. State the dates on which each family member began and ended his or her employment with Western Pulaski District.

17. List all business transactions that family members have had with Western Pulaski District in a personal or non-official capacity.

18. List all courses of water district management training that you have attended since January 1, 2001.

APPENDIX B

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2014-00040 DATED FEB 27 2014

1. Provide all documents of the Fiscal Courts of Pulaski, Russell, and Wayne counties that address the most recent appointment to Western Pulaski District's Board of Commissioners of: Randall Wilson.
2. State the date on which Randall Wilson's term expired.
3. Provide all correspondence with the Pulaski County Judge/Executive regarding the expiration of Randall Wilson's last term.
4. List all contracts that Randall Wilson has entered into with Western Pulaski District to provide goods or services. Provide a copy of each contract and the minutes of the meeting of the Western Pulaski District Board of Commissioners in which the contract was approved.
5. List all business transactions that Randall Wilson has entered into with Western Pulaski District in a personal or non-official capacity.
6. List all family members of Randall Wilson that Western Pulaski District currently employs and the position that each family member holds. State the date on which each family member began his or her employment with Western Pulaski District.
7. List all family members of Randall Wilson that Western Pulaski District has previously employed and the position that each family member held. State the dates on which each family member began and ended his or her employment with Western Pulaski District.

Hon. Barty Bullock
Pulaski County Judge Executive
100 N. Main Street, Suite 202
Somerset, KENTUCKY 42501

Don Calder
Chairman
Western Pulaski County Water District
1059 West Highway 80
Somerset, KY 42503

Martin L Hatfield, Esq.
Pulaski County Attorney
103 South Maple Street
Somerset, KANSAS 42501

Pulaski County Fiscal Court
100 N. Main Street
Somerset, KENTUCKY 42501

Randall Wilson
164 Anderson Road
Nancy, KENTUCKY 42544