

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE VILLAS OF WOODSON BEND)	
CONDOMINIUM ASSOCIATION, INC.)	
)	
COMPLAINANT)	
)	
V.)	CASE NO. 2009-00037
)	
SOUTH FORK DEVELOPMENT, INC.,)	
TIMOTHY L. GROSS, and THE JANICE)	
GROSS LIVING REVOCABLE TRUST)	
)	
DEFENDANTS)	

COMMISSION STAFF'S FIRST SET OF INFORMATION
REQUESTS TO THE DEFENDANTS

South Fork Development, Inc., Timothy L. Gross, and The Janice Gross Living Revocable Trust (collectively, "Defendants"), pursuant to 807 KAR 5:001, shall file with the Commission the original and six copies of the information requested herein within 14 days of the date of issuance of this information 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 the 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.

The Defendants shall make timely amendment to any prior response if they obtain 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 the Defendants fail or refuse to furnish all or part of the requested information, they shall provide a written explanation of the specific grounds for their failure to completely and precisely respond.

Careful attention shall 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. When applicable, the requested information shall be separately provided for total company operations and jurisdictional operations.

1. Provide copies of any correspondence related to sewage treatment services and rates/rents between the parties.
2. Identify what person or entity owns the sewage treatment facilities at issue in this case.
3. State the rate/rent for sewer services and identify how frequently the Defendants demand that amount to be paid.
4. Identify each individual or entity from which South Fork Development, Inc. receives compensation for sewer treatment service.
5. Provide copies of all invoices or bills sent to The Villas of Woodson Bend Condominium Association, Inc. for sewer services.

6. Identify what invoices or bills for sewer services have been paid.
7. Refer to paragraph 15 of the Complaint and Answer. State what facts in the paragraph are denied by the Defendants.
8. Refer to paragraph 17 of the Complaint and Answer. State what facts in the paragraph are denied by the Defendants.
9. Refer to paragraph 18 of the Complaint and Answer. State what facts in the paragraph are denied by the Defendants.
10. Refer to paragraph 25 of the Complaint and Answer. State why the Defendants do not believe they are a utility under KRS 278.010(3)(f). Provide legal authority for support.
11. Provide copies of all current permits, certificates, and authorizations from state and local governmental agencies that are necessary to operate the sewage treatment facility.



Jeff R. Derouen
Executive Director
Public Service Commission
P.O. Box 615
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DATED: MAY - 4 2009

cc: Parties of Record

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