

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THOMAS E. GUPTON)	
)	
COMPLAINANT)	
)	CASE NO.
V.)	2010-00045
)	
TODD COUNTY WATER DISTRICT)	
)	
DEFENDANT)	

SECOND DATA REQUEST OF COMMISSION STAFF
TO TODD COUNTY WATER DISTRICT

Todd County Water District ("Todd Water"), pursuant to 807 KAR 5:001, is to file with the Commission the original and three copies of the following information, with a copy to all parties of record. The information requested herein is due on or before June 22, 2010. 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 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.

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

All social security numbers, tax identification numbers, financial account numbers, and any dates of birth and e-mail addresses of individuals should be redacted from material to be filed. 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 in responding to this request.

1. In its first data request to Todd Water, Commission Staff's Question 6 read as follows: "Todd Water's Tariff Sheet No. 5 at #10, Billing, states, 'On a new tap-on, the billing for this new service shall begin at the time the District makes water available to the customer, regardless of whether the consumer is connected to the meter.' This provision seems to imply that a meter is set at the tap-on and, once the meter is in place, 'water is available' and the billing commences whether or not the consumer connects to the meter." Todd Water's answer states: "From the time the meter box is installed, a minimum billing statement for the water available to the customer is made."

Commission Staff's Question 6(a) asked: "What is the utility's definition of when 'water is available' for billing purposes?" Todd Water responded in part by stating, "At the time the meter box is set in the ground the Water District's role in supplying the

consumer is completed.”¹ This response implies that nothing further needs to be done other than to set a meter vault or box.

a. When Todd Water sets a meter box, is anything done other than the setting of the box or vault itself?

b. Is a tap-on to the water main made at the time the meter box is set?
If your answer is no, when is the tap-on made?

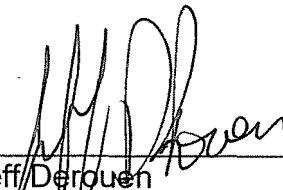
c. Is a water meter normally installed at the same time the meter box is installed?

d. Does Todd Water include in the term “setting meter box” the process of excavating, tapping into the water main, connecting a meter, and placing the meter box or vault around the meter?

2. In this case, did the failure of Mr. Gupton to obtain the proper permit result in the meter itself not being set at the time the tap-on and setting of the meter vault were made?

3. If your answer to Question 2 above is yes, refer to the last paragraph of Todd Water’s tariff, sheet 4 at number 7, which states: “The District does require a copy of the State Plumbing inspector’s Plumbing Permit on file for each service before water service begins.” How did Todd Water make “water available” for billing purposes when water service could not begin until the permit was produced by Mr. Gupton?

¹ Compliance of Todd County Water District to Data Request of Commission Staff, filed May 21, 2010, at 2.



Jeff Derguen
Executive Director
Public Service Commission
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DATED: JUN 17 2010

cc: Parties of Record

Case No. 2010-00045

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