

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN ELECTRONIC INVESTIGATION INTO)	
MILBURN WATER DISTRICT TO DETERMINE)	
THE FEASIBILITY OF MERGER WITH A)	CASE NO.
PROXIMATE UTILITY PURSUANT TO KRS)	2021-00341
74.361 OR ABANDONMENT PURSUANT TO)	
KRS 278.020(6), KRS 278.021)	

COMMISSION STAFF'S FOURTH REQUEST FOR INFORMATION
TO MILBURN WATER DISTRICT

Milburn Water District (Milburn District), pursuant to 807 KAR 5:001, shall file with the Commission an electronic version of the following information. The information requested is due on March 29, 2024. The Commission directs Milburn District to the Commission's July 22, 2021 Order in Case No. 2020-00085¹ regarding filings with the Commission. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked.

Each response shall include the question to which the response is made and 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

¹ Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID-19* (Ky. PSC July 22, 2021), Order (in which the Commission ordered that for case filings made on and after March 16, 2020, filers are NOT required to file the original physical copies of the filings required by 807 KAR 5:001, Section 8).

response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

Milburn District shall make timely amendment to any prior response if Milburn District obtains information that indicates the response was incorrect or incomplete when made or, though correct or complete when made, is now incorrect or incomplete in any material respect.

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

Careful attention shall be given to copied and scanned 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. When filing a paper containing personal information, Milburn District shall, in accordance with 807 KAR 5:001, Section 4(10), encrypt or redact the paper so that personal information cannot be read.

1. Provide the following information regarding Milburn District's Operations and Maintenance:

a. State who performs daily operations and maintenance functions for Milburn District, all certifications they hold, and the expiration date for each certification.

b. State whether each position is an employee or contractor. If a contractor, provide a copy of the written contract. If a written contract is not available, describe the terms of the verbal agreement between the contractor and Milburn District.

c. Describe how Milburn District ensures that each required function is performed in the event of the primary employee or contractor's absence.

2. Provide the following information regarding Milburn District's administrative functions:

a. State who currently performs billing and administrative functions, including preparation of Annual Reports that are filed with the Commission.

b. State whether each position is an employee or contractor. If a contractor, provide a copy of the written contract. If a written contract is not available, describe the terms of the verbal agreement between the contractor and Milburn District.

c. Describe how Milburn District ensures that each required function is performed in the event of the primary employee or contractor's absence.

3. Provide the physical address of the storage building owned by Milburn District located behind its previous business address at the offices of Curtsinger and Duncan.

4. Provide a copy of the notice of the changes to Milburn District's phone number and address that was sent to customers in January 2024.

5. Refer to Milburn District's October 17, 2023 response to Commission Staff's Third Request for Information, Item 2a. Milburn District stated that "\$5,000.00 was paid by the Carlisle County Fiscal Court to Reveal Under Ground on behalf of Milburn Water District for operating expenses only."

a. Provide copies of invoices for the payments that were made by the Carlisle Count Fiscal Court.

b. State the fiscal years for which the services were provided.

c. Explain why the Carlisle County Fiscal Court paid operating expenses for Milburn District.

6. Refer to Commission Staff's First Request for Information (Staff's First Request) to Graves County Water District (Graves District) dated September 7, 2023 (10:55:51 a.m.). Also refer to Graves District's October 6, 2023 response to Staff's First Request.

a. State whether Milburn District's commissioners have evaluated Milburn District's capital-needs list provided by Graves District on January 20, 2023, on page 6 of 10. If Milburn District's commissioners did not evaluate the list, explain why it did not.

b. If Milburn District's commissioners did evaluate the capital list, state whether Milburn District has pursued any of the projects and describe its efforts to obtain financing. If Milburn District has not pursued any of the projects, explain its reasoning for not pursuing them.

7. Refer to Graves District's October 6, 2023 response to Staff's First Request, Item 1b.

a. State whether Milburn District's commissioners evaluated how it will comply with the U.S. Environmental Protection Agency's Lead and Copper Rule Revisions. If Milburn District's commissioners have not evaluated the list, explain why.

b. If Milburn District commissioners evaluated how it will comply with the Lead and Copper Rule Revisions, describe its plans and timeline for compliance.

8. Provide the following information regarding Milburn District's capital funding that has occurred since January 1, 2023:

a. State whether Milburn District has initiated any discussion of funding opportunities with the Purchase Area Development District (PADD). If so, explain the nature of the discussions, state when they occurred, and provide the names of the persons who were involved.

b. State whether the PADD has initiated any discussion of funding opportunities with Milburn District. If so, please explain the nature of the discussions, state when they occurred, and provide the names of the persons involved.

c. Outside of PADD, describe any additional specific funding efforts that Milburn District has pursued and their outcome. Explain the nature of the efforts and provide the names of the persons who were involved.

9. Provide documentation to confirm the amount of outstanding debt of Milburn District. Provide a copy of all payments made toward any such indebtedness.

10. Provide the following information regarding Milburn District's board of commissioners:

a. Provide the names of all current commissioners, the date of their appointment, and the date their term expires.

b. Confirm whether there is any vacancy on Milburn District's board of commissioners.

c. Provide a copy of Carlisle County Fiscal Court Minutes approving the appointment of all current Milburn District commissioners.



Linda C. Bridwell, PE
Executive Director
Public Service Commission
P.O. Box 615
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DATED MAR 15 2024

cc: Parties of Record

Case No. 2021-00341

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