

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

FUTRELL HOLDING CO., LLC)	
)	
COMPLAINANT)	
)	CASE NO.
V.)	2023-00367
)	
BARKLEY LAKE WATER DISTRICT)	
)	
DEFENDANT)	

ORDER

On August 8, 2025, the Commission ordered that this investigation be held in abeyance at least until the resolution of Futrell Holding Co., LLC’s (Futrell) action in Trigg County Circuit Court.¹ As part of the Commission’s Order, Futrell was instructed to notify the Commission of the resolution of that case within 60 days of the Court’s decision. The Commission further directed Futrell to, at that time, “review its Complaint [and] submit appropriate filings to reaffirm, amend, or withdraw same.”²

The Commission has become aware that on November 4, 2025, the Trigg County Circuit Court dismissed case 22-CI-00152 without prejudice for want of prosecution under CR 77.02(2).³ More than 60 days have passed since the Trigg County Circuit Court’s

¹ *Futrell Holding Co., LLC v. Horner, Carrie, et al*, No. 22-CI-00152 (Trigg Cnty. Cir. Ct. Dec. 1, 2025).

² Order (Ky. PSC Aug. 8, 2025) at 3.

³ *Futrell Holding Co., LLC v. Horner, Carrie, et al*, No. 22-CI-00152 (Trigg Cnty. Cir. Ct. Dec. 1, 2025).

dismissal without a response in this case from Futrell as ordered by the Commission. Therefore, the Commission finds it should dismiss this case without prejudice and removes it from the docket.


IT IS THEREFORE ORDERED that:


1. This case is dismissed without prejudice and removed from the Commission's Docket.

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PUBLIC SERVICE COMMISSION


Chairman


Commissioner


Commissioner

ATTEST:


Executive Director



Case No. 2023-00367

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