

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC INVESTIGATION OF)	
CRITTENDEN-LIVINGSTON COUNTY WATER)	CASE NO.
DISTRICT FOR ALLEGED FAILURE TO COMPLY)	2026-00066
WITH KRS 278.160 AND COMMISSION ORDERS)	

ORDER

On April 1, 2026 the Commission opened an investigation into the Crittenden-Livingston County Water District (Crittenden-Livingston District) and each of its commissioners as well as its manager’s alleged failure to comply with KRS 278.160 and Commission Orders. On May 1, 2026, Crittenden-Livingston District filed a response to the opening Order.

The Commission, on its own motion, finds that a procedural schedule should be established for the orderly processing of this case. The procedural schedule is attached as Appendix A to this Order.

Additionally, any hearing scheduled in this matter shall be held on the designated day or days and continued until called from the bench by the presiding officer. Pursuant to 807 KAR 5:001, Section 2, if the hearing is not concluded on the designated day, the hearing may be continued upon verbal announcement by the presiding officer. A verbal announcement made by the presiding officer shall be proper notice of the continued hearing. Hearings are held in the Richard Raff Hearing Room at the offices of the Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky. Witnesses who

sponsor schedules, testimony, or responses to requests for information are expected to participate in person at a hearing.

IT IS THEREFORE ORDERED that:

1. The procedural schedule set forth in Appendix A to this Order shall be followed.

2. On or before the date set forth in the procedural schedule, Crittenden-Livingston District shall file its responses to Commission Staff's request for information, attached to this Order as Appendix B.

3. Crittenden-Livingston District shall respond to all requests for information propounded by Commission Staff, whether identified on the procedural schedule or otherwise, as provided in those requests.

4. Any party filing a paper with the Commission shall file an electronic copy in accordance with the electronic filing procedures set forth in 807 KAR 5:001, Section 8. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked. The Commission directs the parties to the Commission's July 22, 2021 Order in Case No. 2020-00085¹ regarding filings with the Commission.

5. As set forth in 807 KAR 5:001, Section 4(11), a person requesting permissive intervention in a Commission proceeding is required to demonstrate either (1) a special interest in the proceeding that is not otherwise adequately represented in the case, or (2) that intervention is likely to present issues or develop facts that will assist 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).

Commission in fully considering the matter without unduly complicating or disrupting the proceedings. Therefore, any person requesting to intervene in a Commission proceeding must state with specificity the person's special interest that is not otherwise adequately represented, or the issues and facts that the person will present that will assist the Commission in fully considering the matter. A mere recitation of the quantity of utility service consumed by the movant or a general statement regarding a potential impact of possible modification of rates will not be deemed sufficient to establish a special interest.

6. Any motion to intervene filed after the date established in the procedural schedule shall also show good cause for being untimely. If the untimely motion is granted, the movant shall accept and abide by the existing procedural schedule.

7. Crittenden-Livingston District shall give notice of the hearing in compliance with 807 KAR 5:001, Section 9(2)(b). In addition, the notice of hearing shall include the following statements: "This hearing will be streamed live and may be viewed by connecting to the YouTube link posted on the PSC website, psc.ky.gov, on the day of the hearing" and "Public comments may be made at the beginning of the hearing. Those wishing to provide public comments may do so by arriving at 211 Sower Boulevard, Frankfort, Kentucky, before the start of the hearing." At the time the notice is mailed or publication is requested, Crittenden-Livingston District shall forward a duplicate of the notice and request to the Commission.

8. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

9. Any hearing scheduled in this matter shall be held on the designated day or days and continued until called from the bench by the presiding officer. Pursuant to

807 KAR 5:001, Section 2, if the hearing is not concluded on the designated day, the hearing shall be continued upon verbal announcement by the presiding officer. A verbal announcement made by the presiding officer shall be proper notice of the continued hearing.

10. Witnesses who sponsor schedules, testimony, or responses to requests for information shall participate in person at any hearing scheduled in this matter.

11. Crittenden-Livingston District shall file a witness list at least seven days prior to the hearing date.


12. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video recording shall be made of the hearing.

13. The Commission does not look favorably upon motions for continuance. Accordingly, motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

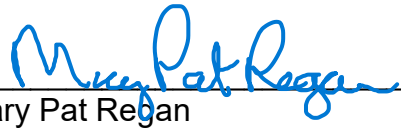
14. The Commission does not look favorably upon motions to substitute witnesses or excuse witnesses from testifying at Commission hearings. Accordingly, motions to substitute witnesses or excuse a witness from testifying at a Commission hearing or from testifying in person at a Commission hearing shall be made in writing at least 14 days prior to the hearing and will be granted only upon a showing of good cause.

Entered on this 13th day of May, 2026.

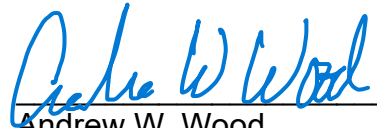
PUBLIC SERVICE COMMISSION



Angie Patton
Chair



Mary Pat Regan
Commissioner



Andrew W. Wood
Commissioner

ATTEST:



Linda C. Bridwell, PE
Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2026-00066 DATED MAY 13 2026

Requests for intervention shall be filed no later than 05/29/2026

All requests for information to Crittenden-Livingston District
shall be filed no later than 06/12/2026

Crittenden-Livingston District shall file responses to requests
for information no later than 06/22/2026

Last day for parties to request a public hearing or submit a
request for the matter to be decided based upon the written record 07/01/2026

APPENDIX B

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2026-00066 DATED MAY 13 2026

COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO CRITTENDEN-LIVINGSTON COUNTY WATER DISTRICT

Crittenden-Livingston County Water District (Crittenden-Livingston 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 June 22, 2026. The Commission directs Crittenden-Livingston 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 response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

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).

Crittenden-Livingston District shall make timely amendment to any prior response if Crittenden-Livingston 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 Crittenden-Livingston District fails or refuses to furnish all or part of the requested information, Crittenden-Livingston 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, Crittenden-Livingston 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. Refer to the Response to Order and Motion for Acceptance of Water Purchase Contract (Response), pages 2-3. Explain whether Ledbetter Water District (Ledbetter District) was the only water district affected by the decision to delay the implementation of wholesale rates. If any other wholesale customer was affected identify the affected customers and explain how they were affected.

2. Refer to the Response, page 5. Provide the notice of the rate increase for each wholesale customer.

3. Refer to the Response, generally. Refer also to the Response, page 5. “Crittenden-Livingston now submits with this Response copies of each water purchase agreement, including the Contract with Ledbetter, with revised rate schedules, for Commission review.”

a. Explain whether Crittenden-Livingston District intended to file all water purchase agreements with its response.

b. Confirm that all water purchase agreements, effective at the time of filing, were filed with Crittenden-Livingston District’s response.

c. If unable to confirm, identify and submit any water purchase agreements that were omitted.

4. Explain what processes Crittenden-Livingston District has in place to ensure wholesale customers get proper notice of a rate adjustment.

5. Explain whether Crittenden-Livingston has considered revisions to its water purchase agreements to pass through purchased water adjustment increases.

6. Explain what policies and procedures Crittenden-Livingston District has in place to ensure that its staff and the Board of Commissioners are in compliance with applicable statutes, regulations, and Commission Orders.

Service List for 2026-00066

* Crittenden-Livingston County Water District
620 East Main Street
P. O. Box 495
Salem, KY 42078

* James W Gardner
Sturgill, Turner, Barker & Moloney, PLLC
333 West Vine Street
Suite 1400
Lexington, KY 40507

* Ledbetter Water District
Ledbetter Water District
1483 US Highway 60W
P. O. Box 123
Ledbetter, KY 42058-0123

* Michael Williams
Judge Executive
335 Court Street
Judge/Executive's Office
Smithland, KY 42081

* Perry A. Newcom
Judge-Executive
Crittenden County Judge-Executive
200 Industrial Drive
Suite A
Marion, KY 42064

* Rebecca C. Price
Sturgill, Turner, Barker & Moloney
155 East Main Street
Lexington, KY 40507