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DECEMBER 9, 2005

PUBLIC SERVICE COMMISSION
211 SOWER BLVD
P.O. BOX 615
FRANKFORT, KY 40602-0615

ATTN: EXECUTIVE DIRECTOR BETH O'DONNELL

RE: CASE NO. 2005-00462

Date position on the Western Fleming Co. Water Bd. became vacant:	Pages 1-2
State reason for vacancy:	Pages 1-2
State Mr. Larry Ingram's current address:	Page 9
State whether Mr. Ingram resides in Western Fleming territory:	Page 9
Provide a map of Western District's territory:	Page 10
Provide Western Fleming District's By-laws:	Pages 11-18
Describe Mr. Ingram's experience managing:	Page 9
State the date on which the term for which and appointment will expire:	Page 19
Each Western Board member's name and date term will expire:	Pages 20-23
Provide minutes of Fleming Co. Fiscal Court meeting Mr. Ingram's appt. considered:	Pages 24-28
Minutes from Jan. 1992 explaining terms of board member appt:	Pages 4-6
Minutes from Jan. 2001 discussing term of board member appt:	Page 8

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Western Water Board Members letter to Public Service Commission: Page 29

Checks signed by Mr. Neal that require two independent signatures: Pages
30-36

FLEMING COUNTY JUDGE EXECUTIVE

LARRY H. FOXWORTHY



201 COURT SQUARE
FLEMINGSBURG, KY 41041

PHONE: 606-845-8801
FAX: 606-845-1312

December 7, 2005

Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, KY 40602-0615
Attn: Executive Director Beth O'Donnell

Re: Case No. 2005-00462

Dear Director O'Donnell:

The Western Fleming County Water District Board position of Mr. Jerry Neal became vacant on May 19, 2005. The Fiscal Court was not properly notified in May of 1997 of the term expiring therefore the appointment was not made until November.

Mr. Neal was responsible for notifying the court of his term's expiration and since he failed to do so until November of 1997, the court re-appointed him as of that date instead of retroactive to May of 1997.

Since that time on the anniversary of his appointment, previous administrations had not made the correction to make this appointment effective in May of his reappointment year.

Mr. Neal was not reappointed to the board due to concerns about his conduct, his possible violation of ethics and Western Fleming's by-laws. Western Fleming's by-laws are clear:

ARTICLE 9.

The Treasurer of the Commission shall pay out the funds of the Commission only upon presentation of warrants signed by the Chairman and countersigned by the Secretary of the Commission.

By signing both signatures to the Western Fleming Water checks that required two independent signatures, one being the Chairman and the other being the Secretary of the board Mr. Neal violated the board's by-laws dating back from 2003 that have been confirmed with cancelled checks to date.

December 7, 2005

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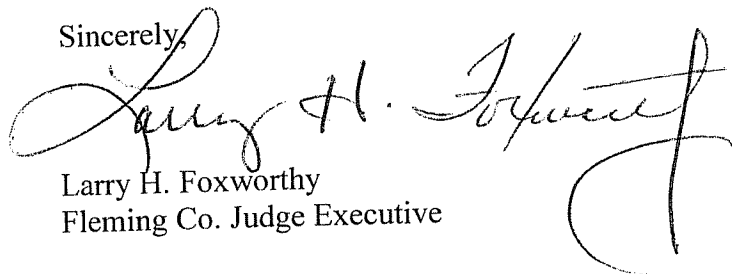
Re: Case No. 2005-00462

Mr. Neal also violated a code of ethics by being involved in a sale of a property to Western Fleming Water where he was the selling agent with Brown Real Estate. Mr. Neal received a commission from Brown Real Estate from the sale of this property.

Director O'Donnell for the reasons stated above, I couldn't reappoint Mr. Neal to the Western Fleming Water board. I feel that the board needs someone that can abide by Western Fleming's By-Laws and I feel Mr. Ingram is that person.

Enclosed you will find all the information that was requested by your office regarding this matter. If you need anything further from me please do not hesitate to contact me at the office, 606-845-8801.

Sincerely,



Larry H. Foxworthy
Fleming Co. Judge Executive