



Ernie Fletcher
Governor

Teresa J. Hill, Secretary
Environmental and Public
Protection Cabinet

Timothy J. LeDonne
Commissioner
Department of Public Protection

Commonwealth of Kentucky
Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, Kentucky 40602-0615
Telephone: (502) 564-3940
Fax: (502) 564-3460
psc.ky.gov

Mark David Goss
Chairman

John W. Clay
Commissioner

March 30, 2007

PARTIES OF RECORD

RE: Case No. 2007-00030
MEADE COUNTY RURAL ELECTRIC COOPERATIVE CORPORATION.
ALLEGED FAILURE TO COMPLY WITH KRS 278.042

Enclosed please find a memorandum that has been filed in the record of the above-referenced case. Any comments regarding this memorandum's content should be submitted to the Commission within seven days of receipt of this letter. Questions regarding this memorandum should be directed to Tiffany Bowman at (502) 564-3940, extension 465 or by e-mail at TiffanyJ.Bowman@ky.gov.

Sincerely,

A large, stylized handwritten signature in black ink, appearing to read "Beth O'Donnell".

Beth O'Donnell
Executive Director

INTRA-AGENCY MEMORANDUM

KENTUCKY PUBLIC SERVICE COMMISSION

TO: Main Case File – Case No. 2007-00030
FROM: Tiffany Bowman, Team Leader
DATE: March 30, 2007
SUBJECT: Informal Conference

Pursuant to the Commission's March 9, 2007 Order, an informal conference ("IC") was held in this matter on March 21, 2007. A copy of the conference attendance list is attached. In addition to Commission Staff, representatives and counsel for Meade County RECC were in attendance, as well as representatives of Richardson Contracting, which is now doing business as Bowlin Energy.

The purpose of the conference was to discuss issues related to the Show Cause Order ("Order") issued by the Commission on January 31, 2007. In the Order, the Commission named eight violations of the National Electrical Safety Code ("NESC") stemming from the incident which occurred on November 13, 2006. On that day, Mr. Donald Taylor, a lineman with Richardson Contracting, was fatally injured.

The conference began with a review of Meade County's written responses to the violations listed in the Order. Representatives with Meade County, as well as Richardson Contracting, were allowed to supplement Meade's responses to the violations, as well as discuss the events surrounding the occurrence of Mr. Taylor's fatality. As stated in the written responses to the Order, Meade County stipulated to three (3) NESC violations, as cited by the Commission. Meade County denied all other NESC violations.

Commission Staff asked a number of additional questions of Meade County and Richardson. Specifically, Commission Staff inquired about remedial measures instituted since the fatality occurred. Richardson Contracting outlined the numerous self-directed measures which that company established. Such remedial measures included, but are not limited to, the dismissal of Earl Henson, the foreman in charge of the site on the day of Mr. Taylor's accident. Other self-directed measures by Richardson included conducting regular field audits, monthly safety meetings, specific instructions on conducting tailgate sessions at worksites, a system for documenting employee participation in tailgate sessions and a new policy for assigning specific gloves and sleeves to employees and regularly rotating their use in and out of the field.

The IC continued with negotiations between the parties as to remedial measures to be instituted by Meade County and the potential civil penalty to be paid. The parties reached a verbal agreement, which will be memorialized in a joint stipulation of facts and settlement agreement. Commission Staff stated that the Commission must approve all settlement agreements. Commission Staff will draft the proposed agreement and will send it to Meade County's counsel for review and changes. Once a final version is completed and signed, it will be sent to the Commission for review. If approved by the Commission, a final order will be issued stating that the Commission adopts the settlement agreement.

The IC was then adjourned.

Attachment.

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

MEADE COUNTY RURAL ELECTRIC)
COOPERATIVE CORPORATION)
_____))
ALLEGED FAILURE TO COMPLY)
WITH KRS 278.042)

CASE NO. 2007-00030

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March 21, 2007 Informal Conference
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Please sign in:

NAME

REPRESENTING

Tiffany Bowman

PSC

Jeffrey C Moore

PSC

STEVE KINGSOLVER

PSC

JOHN SHUPP

PSC

THOMAS C. BRICK

MCRECC

David Poe

MCRECC

Blevins Bowlin

Bowlin

Don Mullikin

Bowlin

Clyde Wyatt

Bowlin

Billy Pendergast

Meade Co RECC

Jim Miller

Meade Co RECC