

FOUNTAIN RUN WATER DISTRICT

226 Main Street, P.O. Box 118
Fountain Run, Kentucky 42133
270.434.4080

RECEIVED

FEB 11 2013

PUBLIC SERVICE
COMMISSION

February 4, 2013

Mr. Jeff Derouen
Executive Director
Public Service Commission
P.O. Box 815
Frankfort, Kentucky 40602-0615

RE: Case No. 2013-00017

Dear Mr. Derouen:

Pursuant to 807 KAR 5:001, Section 19, Fountain Run Water District is responding to the above-referenced Case within ten days from the Order dated January 29, 2013. Please be advised that the county attorney has been out of state and Fountain Run Water District Commissioners have been unable to contact him to seek legal counsel in regards to the Order.

"Your Duty Under the Law: The Kentucky Open Records and Open Meetings Acts published by the Office of the Attorney General as revised September 2012 explains the procedural and substantive provisions of the Open Meetings Act, KRS 61.800 to 61.850, and the Open Records Act, KRS 61.870 to 61.884. . . Pursuant to KRS 15.257(1), the Office of the Attorney General distributes this written information to assist the public officials of Kentucky in complying with the Open Meetings and Open Records Acts. . ." (*Your Duty Under the Law:* The Kentucky Open Records and Open Meetings Acts). As FRWD staff have interpreted from this document, the records request dated 12/19/12 received from Mr. Hawkins did not follow the prescribed procedures and staff question some of the records being requested because they may be exempt from public inspection such as "a complete payroll for FRWSD monthly or yearly".

Fountain Run Water District is also seeking herein the Public Service Commission's review of the Tariff, Rules and Regulations, Sewer User's Agreement, and Bond Documents to determine whether the current operating procedures are currently valid.

Fountain Run, Kentucky
'Crossroads of Three Counties'



Fountain Run Water District
Serving Allen, Barren, and Monroe Counties

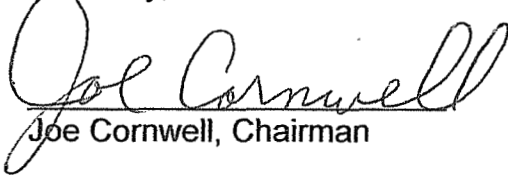


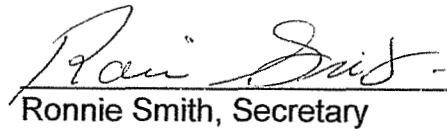
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Public Service Commission
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FRWD will ask its legal counsel to take into consideration the Public Service Commission's legal review of said documents. As Mr. Hawkins is not the only customer that is affected by current operating practice, we want to be just and fair to all existing customers.

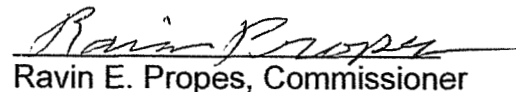
We sincerely appreciate your time and consideration in providing our utility with guidance in this matter. We also appreciate an extension of time adequate to consult with our legal counsel. Thank you.

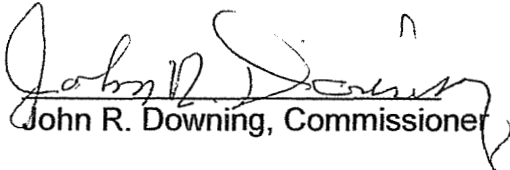
Sincerely,


Joe Cornwell, Chairman


Ronnie Smith, Secretary


Brenda Steenbergen Turner, Treasurer


Ravin E. Propes, Commissioner


John R. Downing, Commissioner

cc: Parties of Record

Robert Hawkins, Complainant (sent via Certified US Mail Return Receipt Requested)

Wes Stephens, County Attorney
Tommy Willett, Monroe Co Judge/Executive
Johnny Hobdy, Allen Co Judge/Executive
Davie Greer, Barren Co Judge/Executive
Steve Eaton, Mayor, City of Fountain Run
Jill A. Ford, Monroe Co Public Health Director
Timothy Hume, M.D., Monroe County Board of Health Chairman

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