

Case 2013-00165

Frank McAninch

V.

Taylor County RECC

RECEIVED

JUL 12 2013

PUBLIC SERVICE
COMMISSION

Response to Questions asked by Public Service Commission:

1. I, Frank McAninch have Taylor County RECC services in my name at the following locations:
1341 Iven Godbey Road, Liberty, Ky.,
3206 Poplar Hill Road, Liberty, KY 42539,
114 Carlos Wesley Road, Liberty, KY 42539,
and had less than a year ago a 4th service in my name at 194 Carlos Wesley Road, Liberty, KY 42539.
2. All services were initiated in my personal name, Frank McAninch.
3. The barn/building and small kiln building have no address. The property/farm has the address 3202 Poplar Hill Road, Liberty, KY 42539. This is where my grand Mother lived before she passed away. It is a one hundred and fifty acre farm/tract owned by Marshall and Vivien McAninch, my parents, who also own the 40 acre farm/tract where I live. The attorney for the RECC was incorrect by assuming the farm service site in question was at my address 1341 Iven Godbey Road, but that would be the billing address for the requested farm service and is the billing address for all the services in my name, Frank McAninch.
4. The service request was made by me, Frank McAninch, as an individual and has nothing to do with Marshall and Vivien McAninch. The name Rich Hill is a geographic location, the Rich Hill Knob, Rich Hill Church of Christ, Rich Hill Christian Church, Rich Hill Cemetery and is the name I have given my farm.
5. Marshall and Vivien McAninch are the owners of the property where I am asking for a general farm service.
6. Marshall and Vivien McAninch own the barn/buildings where the farm service is being requested.
7. The trust does not own the property. Marshall and Vivien McAninch own the property and created the trust. They are the trustees and I, Frank McAninch, am the sole beneficiary to the trust upon the death of my parents. I become the trustee. The trust is revocable.
8. Marshall and Vivien McAninch own the barn/building. They own the Rich Hill Knob and other adjoining properties/farms. It is a sole proprietorship, not an LLC, not a corporation, not a partnership, just our family farm.
9. I needed the legal definition of commercially, so, I looked it in the American Heritage Dictionary: Commercial 1. a. Of or pertaining to commerce: a commercial loan. b. Engaged in commerce: a commercial trucker. c. Involved in

work that is intended for the mass market: a commercial artist. 2. Designating goods, often unrefined, produced and distributed in large quantities for use in industry. 3. Having profit as a chief aim: too scholarly too be a commercial book. 4. Sponsored by an advertiser or supported by advertising: commercial television. Now, let's look at the definition of Commerce. 1. The buying and selling of goods, esp. on a large scale, as between nations.

So, no, the lumber, burls and craftwork wood I sell or hope to sell is not commercially sold. I do not sell in large quantity for industrial use, my chief aim is not profit, but to sell a beautiful value added farm product that will fill a niche market. I will sell my products for money but if I wanted to get rich I would not be a farmer in Appalachia.

Further more, the issue of commerce is not mentioned in the tariff concerning a request for a general purpose on farm service or under the section dealing with mobile homes where we find sawmills mentioned.

10. In 2012 I sold very little lumber and do not have an exact amount. The amount is added with all other farm income. My 2012 net farm income was \$13,872. My adjusted gross income for 2012 was \$13,508. The lumber I sawed was used to build hay sheds, a kiln building, a shed on the building where I requested a farm service and other projects such as fence post and brace poles. Several thousand feet of lumber/wood were used. In 2012 I built several mile of fence and developed several springs for livestock water tanks. It was done in conjunction with the Federal Governments, Natural Resources and Conservation Service as an Environmental Quality Incentive Program (EQIP). The project was for prescribed grazing to implement a rotational grazing program on our farm. In the last few weeks, I have sold some Cherry and Walnut lumber. Both crafts men bought around 200 board feet.
11. I sold very little lumber in 2012 and do not have an exact amount. The amount is added with all other farm income. My 2012 net farm income was \$13,872. My adjusted gross income for 2012 was \$13,508.
12. The barn/building was built for curing and processing tobacco. After the Federal Government Tobacco buyout and end of the price support system, I quit growing tobacco. The building was then used as an equipment and storage facility. I put my band mill in the building, where it is now and use the building for storage. My goats use the shed on the building to get out of the weather. Lumber is more valuable when it is dried, so last year, with the help of University of Kentucky timber and wood specialist Carol Facklur, I built a small kiln building next to the building where I requested the farm service. I need electric for the dehumidification kiln to operate. If I am going to have electric service I want to plan for the future and some day as I can afford it use an electric motor on my band mill instead of a diesel engine. The diesel engine is too loud and inefficient. Later I would like an edger and maybe a planer some day. My father in law helped me create a load sheet that was turned into the TC-RECC. The total amount of load for the motors would never be used all at the same time. For example I will not be planing boards when sawing. My father in-law, a licensed Ky. Electrical Inspector, and I think a 50 KVA or less service will more than handle all our

electric needs now and for the future.

13. You have the e-mail. I first contacted South Kentucky by phone and they sent an engineer to visit me on the farm and I explain my needs and the exact same scenario to him. Two poles 740 feet. The engineer gave me the e-mail address for the contact and you have the total message. What was interesting to me is the engineer I met with said he had seen TC-RECC not want to give service to other customers in their area and asked South Kentucky to run the lines even though it was further for South Kentucky.
14. Yes, someday as I can afford it I want to use electric. It is cleaner, quieter, better for the neighbors and the environment.
15. Band mill, edger, maybe a planer, lights, the kiln, someday I may want to have some way to blow my saw dust out of the building instead of using a scoop shovel. Only the motor for the band mill and edger will use three phase, everything else will use single phase.
16. I have no permanent employees. I will not have permanent employees just for the lumber side of the farm operation. It won't run every day. For example, when I am putting up hay I won't be doing wood/lumber work or when the weather is bad.

I have a

wife, Renee', and two daughters, Natalie and Catherine. They do help me some on the farm. John Matherly is a retired friend and neighbor, who helps me part time and his son in-law Virgil Latko has helped me in the past. I will also try to find other local help as needed. I truly think I will need two/three people full/part time more in the future when things are up and running. John thinks he would like to learn to saw and that would help tremendously.
17. Most weeks it is used zero hours. Some weeks I may saw for 4-5 hours a day, so 20-30 hours.
18. I don't know. The goats use it everyday but I don't know for how long. It's used for storage for equipment but not all the time. When I get electric I will be able to use it much more. Right now it's just a barn with a band mill setting in it, next to a small kiln building that does not dry lumber because I have no electric service.
19. I have answered all of your questions as honestly as I can. I am a fulltime family farmer, with crops, livestock and a garden, who was asked by the Commonwealth of Kentucky through legislation (HB611) to diversify from growing tobacco. I have diversified and now I need a general purpose on farm electric service to aid in and add value to a farm product. Lumber is a farm product as defined by the KRS.

I am being discriminated against and taken advantage of by the TC-RECC, \$15,000 vs. \$3000 with South Kentucky. There is no difference in the cost to these companies. The only difference is one wants to serve its membership and the other wants to deny service to its member. Taylor County is trying to take advantage of me and play the Commission. The Public Service Commission's duty is to protect citizens from the abuse of the monopolies such as the Taylor County RECC. I would like to invite you to visit me here on the farm. Bring the PSC Executive director and the attorney assigned to my case; board members, and Ginny Smith all are welcome. However, I don't want the TC-RECC here when you visit. They are already driving by, stopping and looking at me

out on my farm. I don't know what you will decide but I won't be intimidated. I trust you will teach them a lesson and charge me the fair rate set by South Kentucky RECC.

Sincerely,