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David L. Armstrong  
Chairman

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Daniel E. Logsdon Jr.  
Commissioner

September 25, 2015

## PARTIES OF RECORD

Re: Case No. 2015-00039

Attached is a copy of a memorandum which is being filed in the record of the above-referenced case. If you have any comments you would like to make regarding the contents of the memorandum, please do so within five days of receipt of this letter. Any questions regarding this memorandum should be directed to David Spenard, Commission Staff Attorney, at (502) 782-2580.

Sincerely,



Jeff Derouen  
Executive Director

DES/ph

Attachment

## INTRA-AGENCY MEMORANDUM

### KENTUCKY PUBLIC SERVICE COMMISSION

**TO:** Case File No. 2015-00039

**FROM:** David Spenard, Staff Attorney

**DATE:** September 24, 2015

**RE:** Informal Conference of September 1, 2015

Pursuant to the Commission's August 14, 2015 Order, an informal conference was held in this matter on September 1, 2015 to discuss the status of and issues in this case. Attending the conference were:

David Edward Spenard	-	Commission Staff
David P. Foster	-	Commission Staff
Scott Lawless	-	Commission Staff
Jason Green	-	Commission Staff
Sam Reid	-	Commission Staff
Mark Rasche	-	Commission Staff
Todd Osterloh	-	City of Augusta
Cynthia C. Thompson	-	City of Augusta
Gretchen Usleaman	-	City of Augusta
Doug Padgett	-	City of Augusta
Gerald E. Wuetcher	-	Bracken County Water District
Diana Moran	-	Bracken County Water District (by telephone)
Timothy Sweeney	-	Bracken County Water District (by telephone)

At the start of the conference, Mr. Spenard stated that Commission Staff would prepare minutes of the conference for the case record, that a copy of the minutes would be provided to all parties, and that all parties would be given an opportunity to submit written comments upon those minutes. Mr. Spenard stated that the views of Commission Staff were not binding on the Commissioners.

Commission Staff provided a brief history of the proceeding and noted that the Commission had entered an Order on August 14, 2015 that scheduled a formal hearing in the matter for September 8, 2015. Commission Staff then discussed the following matters with the parties.

Commission Staff noted that the city of Augusta ("Augusta") had filed a petition for confidential treatment for a wage and salary survey. Staff stated that, per 807 KAR 5:001, Section 13(4), the material would be afforded confidential treatment pending

action by the Commission. Staff inquired as to whether Bracken County Water District ("Bracken District") had an objection to the petition, and Counsel for Bracken District stated that it did not. The parties stated that they anticipated entering into a protective agreement concerning access to the information. Staff noted that 807 KAR 5:001, Section 13 contains the instructions regarding the use of confidential information and that 807 KAR 5:001, Section 13(9)(b)(1) contains the instructions and procedures for use of confidential information during a formal hearing.

Commission Staff noted that Augusta had pre-filed the testimony of Doug Padgett and Gretchen Usleaman and that Counsel for Augusta had inquired about the possibility of testimony from a remote location during the September 8, 2015 hearing. Augusta stated that it did not want to further pursue the issue of testimony from a remote location.

Commission Staff noted that Bracken District had pre-filed the testimony of Anthony Habermehl. Counsel for Bracken District confirmed that Mr. Habermehl would be present to testify at the September 8, 2015 hearing.

Commission Staff asked, with regard to all witnesses, whether there were any requests for accommodations for scheduling conflicts or other matters. The parties stated that there were no such requests. Commission Staff asked whether notice of the hearing had been published. Augusta stated that notice had been published.

Commission Staff stated that Bracken District had filed a Motion to Declare the Initial Rate Filing Void, Suspend the Amended Rate Filing, and Modify the Existing Procedural Schedule. Commission Staff asked whether Augusta could file a response to the motion by the close of business on September 3, 2015. Commission Staff and the parties discussed Bracken District's motion.

Commission Staff and the parties also discussed the Motion to Amend that had been filed by Augusta. Bracken District stated that it planned to file a response to Augusta's motion. Commission Staff and the parties discussed Augusta's motion.

Commission Staff asked whether a settlement was possible. Augusta stated that while a settlement was possible, it did not believe that the parties would settle. Bracken District stated that it had tried to settle the matter but that there had been no settlement.

There being no further business, the informal conference adjourned.

Enclosure

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PROPOSED ADJUSTMENT OF THE WHOLESALE )  
WATER SERVICE RATES OF THE CITY OF ) CASE NO. 2015-00039  
AUGUSTA )

SIGN IN

September 2, 2015

PERSON

REPRESENTING

David Edward Spencer	Commission Staff
David P. Kish	Commission staff
Scott Lawless	" "
TODD OSTERLOH	CITY OF AUGUSTA
Cynthia Thompson	City of Augusta
Gretchen Useaman	City of Augusta
Lois Foltz	City of Augusta
JASON GREEN	PSC Staff
Sam Reid	PSC Staff
Gerald E. Whitaker	SKO - Bracken County W.D.
Mark Rasche	Commission Staff
Diana Moran	Bracken District by telephone
Timothy Sweeney	Bracken District by telephone

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