



Steven L. Beshear  
Governor

Leonard K. Peters  
Secretary  
Energy and Environment Cabinet

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

David L. Armstrong  
Chairman

James W. Gardner  
Vice Chairman

Daniel E. Logsdon Jr.  
Commissioner

July 28, 2015

## PARTIES OF RECORD

Re: Case No. 2015-00151

Attached is a copy of an email dated June 30, 2015, between Donald McFarland and David Spenard. This document has been filed in the record of the above-referenced case. Any comments regarding this email should be submitted to the Commission within five days of receipt of this letter. Any questions regarding this letter should be directed to David Spenard, Staff Attorney, at (502) 782-2580.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jeff Derouen".

Jeff Derouen  
Executive Director

DES/ph

Attachment

## Spenard, David E (PSC)

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**From:** Donald McFarland <dwmatty@yahoo.com>  
**Sent:** Tuesday, June 30, 2015 11:33 AM  
**To:** Spenard, David E (PSC)  
**Subject:** Re: Kentucky Public Service Commission Case No. 2015-00151

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On Mon, 6/15/15, Spenard, David E (PSC) <[DavidE.Spenard@ky.gov](mailto:DavidE.Spenard@ky.gov)> wrote:

Subject: Kentucky Public Service Commission Case No. 2015-00151  
To: "'dwmatty@yahoo.com'" <[dwmatty@yahoo.com](mailto:dwmatty@yahoo.com)>  
Cc: "'mcwd07@yahoo.com'" <[mcwd07@yahoo.com](mailto:mcwd07@yahoo.com)>  
Date: Monday, June 15, 2015, 9:24 AM

Dear Mr. Spenard

I am writing on behalf of the Salyersville Water Works Commission and the upcoming proposed rate adjustment. We are still negotiating locally in an attempt to reach a resolution that might satisfy this matter without a hearing being necessary. I will be filing a Motion for Extension of Time to Submit materials which are being gathered by the Water Works staff. I was recently hospitalized at UK Medical Center and was not released until this past weekend. I apologize but this has put me behind just a bit. We will have those materials to you shortly. If you have any questions, then please do not hesitate to contact me.

Very truly yours

Don McFarland  
Attorney for Salyersville Water Works

Mr. McFarland,

The city of Salyersville ("Salyersville") filed with the Kentucky Public Service Commission ("PSC") a revised tariff sheet on May 4, 2015. The revised tariff sheet sets forth a proposed adjustment to Salyersville's existing rate for wholesale water service to Magoffin County Water District ("Magoffin District"). The proposal was for rates effective for service provided on and after June 10, 2015. Magoffin District filed with the Commission, on May 11, 2015, a letter objecting to the proposed adjustment on the grounds that the adjustment is in violation of the water purchase contract between Salyersville and Magoffin District. The link (below) is to the May 15, 2015 Order.

[http://psc.ky.gov/PSCSCF/2015%20Cases/2015-00151/20150518\\_PSC\\_ORDER.pdf](http://psc.ky.gov/PSCSCF/2015%20Cases/2015-00151/20150518_PSC_ORDER.pdf)

On May 18, 2015, the PSC entered an Order suspending the proposed rate for five months from June 10, 2015, up to and including November 9, 2015. The same Order, among other things, established a procedural schedule and required Salyersville to file responses to a PSC request for information attached as an Appendix item to the Order. The responses were due on or before June 8, 2015. The responses have not been filed.

KRS 278.380 authorizes the PSC to serve its orders by electronic transmission. The May 18, 2015, Order was served by electronic transmission to [salyersvillewater@gmail.com](mailto:salyersvillewater@gmail.com), the electronic mail address placed on file with the PSC by Salyersville.

I telephoned the Salyersville Water Works this morning (June 15, 2015). I spoke with Shawn Rowe and indicated that the responses had not been filed. Mr. Rowe indicates that you are the attorney for the city of Salyersville. Mr. Rowe also made a request for the PSC to use a different electronic mail address, [waterboyky@hotmail.com](mailto:waterboyky@hotmail.com).

1. Salyersville needs to file its responses to the requests in the PSC's May 18, 2015 Order. As part of the filing, Salyersville will need to file a motion for an extension of time for the PSC to accept the filing.

2. If Salyersville wants to add an additional electronic mail address for the service list in Case No. 2015-00151, then it can include that request as part of its filing.

Regards,

David Edward Spenard  
Staff Attorney III  
Kentucky Public Service  
Commission

\*James W Hoskins  
Superintendent  
Magoffin County Water District  
749 Parkway Rd  
P. O. Box 490  
Salyersville, KY 41465

\*Garry Rowe  
Salyersville Water Works  
401 College Street  
Salyersville, KY 41465

\*Salyersville Water Works  
401 College Street  
Salyersville, KY 41465