

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

WOOD CREEK WATER DISTRICT AND ITS	)	
INDIVIDUAL COMMISSIONERS, GLENN	)	CASE NO.
WILLIAMS, EARL BAILEY, AND JIMMY KELLER	)	2016-00338
ALLEGED FAILURE TO COMPLY WITH KRS	)	
278.300(1)	)	

ORDER

On November 30, 2016, Wood Creek Water District and its individual commissioners, Glenn Williams, Earl Bailey, and Jimmy Keller, (collectively, "Wood Creek") tendered a Response to the Informal Conference Memo of November 16, 2016, ("Response") and a motion to Hold Show Cause Hearing in Abeyance ("Motion").

In its Response, Wood Creek states that its actions, which are the subject matter of this show cause action, were not willful or intentional, but did lead to an inadvertent mistake which led to Wood Creek's failure to obtain further approval from the Commission for additional refinancing. Wood Creek therein suggests an aggregate fine of \$500 in this matter. In its Motion, Wood Creek states that it wishes to hold the hearing in abeyance pending discussion and possible resolution, and offers the \$500 proposed in its Response as terms of settlement for this matter.

Having carefully considered Wood Creek's Response and Motion, the Commission finds that Wood Creek's suggested resolution of this matter was identified in its written comments to a memorandum and has not been presented to the Commission through a motion. Therefore, there is no settlement proposal by Wood

Creek currently pending before the Commission. The Commission further finds that Wood Creek's suggested resolution does not establish cause to hold the hearing scheduled for December 13, 2016, in abeyance and that the hearing should proceed as scheduled. Any formal proposal by Wood Creek to resolve this matter should be considered at the hearing.

IT IS THEREFORE ORDERED that:

1. Wood Creek's Motion is hereby denied.
2. Wood Creek commissioners Glenn Williams, chairman; Earl Bailey, secretary; and Jimmy Keller, treasurer, individually and in their respective capacities as commissioners of Wood Creek and a representative of Wood Creek Water District, shall appear at the hearing scheduled for December 13, 2016, at 9:00 a.m. Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky, and be prepared to show cause why they should not be subject to the penalties prescribed in KRS 278.990 for the alleged violation of KRS 278.300.
3. Wood Creek shall file with the Commission, no later than December 8, 2016, a list of witnesses and any exhibits to be presented at the December 13, 2016 hearing. Wood Creek shall provide six copies of any exhibit it intends to introduce into evidence at the hearing.
4. Any formal proposal by Wood Creek to resolve this matter shall be considered at the scheduled hearing.

By the Commission

ENTERED  
DEC 05 2016  
KENTUCKY PUBLIC  
SERVICE COMMISSION

ATTEST:

  
Executive Director

Case No. 2016-00338

Jimmy Keller  
Commissioner  
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