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James W. Gardner  
Chairman

Daniel E. Logsdon Jr.  
Vice Chairman

J. Roger Thomas  
Commissioner

March 9, 2016

**PARTIES OF RECORD**

Re: Case No. 2016-00080

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 Jennifer Fell, Commission Staff Attorney, at (502) 782-2585.

Sincerely,

A handwritten signature in blue ink that reads "James W. Gardner" followed by "for" written in a cursive style.

James W. Gardner  
Acting Executive Director

JF/ph

Enclosures

**INTRA-AGENCY MEMORANDUM**  
**KENTUCKY PUBLIC SERVICE COMMISSION**

**TO:** Case File – Case No. 2016-00080  
**FROM:** Jennifer L. Fell, Staff Attorney  
**DATE:** March 9, 2016  
**RE:** Informal Conference of March 4, 2016

Pursuant to Commission Staff's March 1, 2016 notice, an informal telephonic conference ("IC") was held in this matter on March 4, 2016, at the Commission's office in Frankfort, Kentucky. A list of attendees is attached hereto.

The purpose of the IC was to discuss several issues in the above case, including the status of certain filing deficiencies in Henry County Water District No. 2's ("Henry County No. 2") application for a certificate of public convenience and necessity to construct a water improvement project. By letter dated February 24, 2016, Commission Staff ("Staff") notified Henry County No. 2 that its application was rejected for filing, listed the deficiencies, and instructed Henry County No. 2 to provide additional information within ten days. On February 26, 2016, and March 3, 2016, respectively, Henry County No. 2 submitted a response to the filing deficiency letter, with accompanying supplemental materials. Staff confirmed that the provision of supplemental documentation satisfies the filing requirements and Henry County No. 2's application will accordingly be entered into the record as filed.

Also discussed was Staff's concern that Henry County No. 2's bids for the project were obtained prior to completed Division of Water ("DOW") approval. Henry County No. 2 informed staff that the public comment period ends March 5, 2016, and Henry County No. 2 expects DOW approval of the project to be completed the following week. Henry County No. 2 also confirmed that the bids were entered into at its own risk, and it has remained in continued contact with the Kentucky Infrastructure Authority ("KIA") to keep the KIA apprised of the bid status. Henry County No. 2 also pointed to the fact that it has entered no contract to date, and the bid it received specifies that it can reject the bid for any reason.

Finding that no party had any further questions the conference was adjourned.

Attachment

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF THE HENRY COUNTY WATER )  
DISTRICT NO. 2 FOR A CERTIFICATE OF ) CASE NO.  
PUBLIC CONVENIENCE AND NECESSITY TO ) 2016-00080  
CONSTRUCT A WATER IMPROVEMENT )  
PROJECT PURSUANT TO KRS 278.020 AND )  
KAR 5:001 )

SIGN IN

March 4, 2016

PERSON

REPRESENTING

Jennifer Fell

PSC Legal

David Edward Spensard

PSC Legal

Eddie Beavers

PSC FASuff

Mark Rasche

PSC Staff (Engineering)

Mark Frost

PSC Financial Analysis

Berry Baxter

Berry, Floyd & Baxter, PSC.

Jimmy Simpson

Henry Co. WD No. 2

Keith Morris

Henry Co. WD No. 2

Tom Green

Henry Co. WD No. 2

Via phone

\*Honorable D. Berry Baxter  
Attorney at Law  
Berry, Floyd & Baxter P.S.C. Attorneys at Law  
117 West Main Street  
LaGrange, KENTUCKY 40031

\*Henry County Water District #2  
8955 Main Street  
P. O. Box 219  
Campbellsburg, KY 40011