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PUBLIC SERVICE
COMMISSION

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF)	
MOUNTAIN WATER DISTRICT FOR A)	
CERTIFICATE OF PUBLIC CONVENIENCE)	CASE NO. 2016-00266
AND NECESSITY TO CONSTRUCT AND)	
FINANCE PURSUANT TO KRS 278.023)	

ATTORNEY GENERAL’S INITIAL DATA REQUESTS

Comes now the intervenor, the Attorney General of the Commonwealth of Kentucky, by and through his Office of Rate Intervention, and submits these Initial Data Requests for Information to Mountain Water District to be answered by the date specified in the Commission’s Order of Procedure, and in accord with the following instructions:

(1) In each case where a request seeks data provided in response to a staff request, reference to the appropriate request item will be deemed a satisfactory response.

(2) Please identify the witness(es) who will be prepared to answer questions concerning each request.

(3) Please repeat the question to which each response is intended to refer. The Office of the Attorney General can provide counsel for Joint Applicants with an electronic version of these data requests, upon request.

(4) These requests shall be deemed continuing so as to require further and supplemental responses if the company receives or generates additional information within the scope of these requests between the time of the response and the time of any hearing conducted hereon.

(5) Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

(6) If you believe any request appears confusing, please request clarification directly from Counsel for the Office of Attorney General.

(7) To the extent that the specific document, workpaper or information as requested does not exist, but a similar document, workpaper or information does exist, provide the similar document, workpaper, or information.

(8) To the extent that any request may be answered by way of a computer printout, please identify each variable contained in the printout which would not be self evident to a person not familiar with the printout.

(9) If the company has objections to any request on the grounds that the requested information is proprietary in nature, or for any other reason, please notify the Office of the Attorney General as soon as possible.

(10) As used herein, the words "document" or "documents" are to be construed broadly and shall mean the original of the same (and all non-identical copies or drafts thereof) and if the original is not available, the best copy available. These terms shall include all information recorded in any written, graphic or other tangible form and shall include, without limiting the generality of the foregoing, all reports; memoranda; books or notebooks; written or recorded statements, interviews, affidavits and depositions; all letters or correspondence; telegrams, cables and telex messages; contracts, leases, insurance policies or other agreements; warnings and

caution/hazard notices or labels; mechanical and electronic recordings and all information so stored, or transcripts of such recordings; calendars, appointment books, schedules, agendas and diary entries; notes or memoranda of conversations (telephonic or otherwise), meetings or conferences; legal pleadings and transcripts of legal proceedings; maps, models, charts, diagrams, graphs and other demonstrative materials; financial statements, annual reports, balance sheets and other accounting records; quotations or offers; bulletins, newsletters, pamphlets, brochures and all other similar publications; summaries or compilations of data; deeds, titles, or other instruments of ownership; blueprints and specifications; manuals, guidelines, regulations, procedures, policies and instructional materials of any type; photographs or pictures, film, microfilm and microfiche; videotapes; articles; announcements and notices of any type; surveys, studies, evaluations, tests and all research and development (R&D) materials; newspaper clippings and press releases; time cards, employee schedules or rosters, and other payroll records; cancelled checks, invoices, bills and receipts; and writings of any kind and all other tangible things upon which any handwriting, typing, printing, drawings, representations, graphic matter, magnetic or electrical impulses, or other forms of communication are recorded or produced, including audio and video recordings, computer stored information (whether or not in printout form), computer-readable media or other electronically maintained or transmitted information, and all other rough drafts, revised drafts (including all handwritten notes or other marks on the same) and copies of documents as hereinbefore defined by whatever means made.

(11) For any document withheld on the basis of privilege, state the following: date; author; addressee; indicated or blind copies; all persons to whom distributed, shown, or explained; and, the nature and legal basis for the privilege asserted.

(12) In the event any document called for has been destroyed or transferred beyond the control of the company, please state: the identity of the person by whom it was destroyed or transferred, and the person authorizing the destruction or transfer; the time, place, and method of destruction or transfer; and, the reason(s) for its destruction or transfer. If destroyed or disposed of by operation of a retention policy, state the retention policy.

(13) Please provide written responses, together with any and all exhibits pertaining thereto, in one or more bound volumes, separately indexed and tabbed by each response, in compliance with Kentucky Public Service Commission Regulations.

Respectfully submitted,

ANDY BESHEAR
ATTORNEY GENERAL



S. MORGAN FAULKNER
ANGELA M. GOAD
REBECCA W. GOODMAN
ASSISTANT ATTORNEYS GENERAL
1024 CAPITAL CENTER DRIVE
SUITE 200
FRANKFORT, KY 40601-8204
PHONE: (502)696-5453
FAX: (502)573-1005
Samantha.Faulkner@ky.gov
Angela.Goad@ky.gov
Rebecca.Goodman@ky.gov

Certificate of Service and Filing

Counsel certifies that an original and ten photocopies of the foregoing were served and filed by hand delivery to Talina Mathews, Acting Executive Directors, Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky 40601; counsel further states that true and accurate copies of the foregoing were mailed via First Class U.S. Mail to:

Mountain Water District
6332 Zebulon Highway
P. O. Box 3157
Pikeville, KY 41502-3157

Honorable W. Randall Jones
Attorney at Law
Rubin & Hays
Kentucky Home Trust Building
450 South Third Street
Louisville, KY 40202

this 26th day of July 2016.



Assistant Attorney General

Attorney General's Initial Request for Information
Application of Mountain Water District for a Certificate of Public
Convenience and Necessity to Construct and Finance Pursuant to KRS 278.023

1. Reference Exhibit D of Mountain Water District's application to the "Final Project Budget and Plan of Construction Contract Award" which is listed as "Exhibit A" of the Summit Engineering letter.
 - a. Mountain Water District budgets \$62,156.00 in Non-Construction Costs for "Design/Bidding/Administration." Provide individual budgets for design, bidding, and administration.
 - b. Mountain Water District budgets \$76,511.00 in Non-Construction Costs for "Resident Inspection." Provide a breakdown of the spending for resident inspection.
2. Mountain Water District's application indicates that \$900,000 of funding will be received from State Mining Mitigation Funds.
 - a. Advise whether these are the same funds referred to in Exhibit D of the application, in Summit Engineering's letter, as funds from "a coal company."
 - b. Provide initial requests for State Mining Mitigation Funds.
 - c. Provide documentation of the funding agreement and any conditions placed on these funds.
3. Reference Exhibit D of Mountain Water District's application on page 2 of the "Preliminary Engineering Report" under "ITEM 2 – PROJECT PLANNING AREA." It states that Abandoned Mine Lands reviewed the Summit Engineering report and determined that only the Hurricane Creek section of the Ridgeline Road project would be eligible for AML funds. However, other application materials state that \$500,000 in funding will be provided by AML.
 - a. Confirm that Abandoned Mine Lands has determined that the Pompey Creek portion of the project is now eligible for AML funds.
 - b. Provide documentation of the funding agreement and any conditions placed on these funds.
4. Mountain Water District's Instructions to Bidder's required bidders to supply written evidence establishing qualifications, including evidence of previous experience and present commitments. Provide the references submitted by H2O Construction as the selected bidder and indicate any experience with similar projects.
5. On page 2 of the "Preliminary Engineering Report" provided in Exhibit D, it is indicated that 100 of the 118 houses in the Ridgeline Road project planning area were interviewed.

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- a. How many of those interviewed were among the estimated 33 residences served by the Pompey Creek phase?
- b. Has Mountain Water District confirmed that those households are likely to connect to the new water lines?
- c. Is there a local ordinance allowing residents to choose not to hook up to the new water lines if they have a functioning well?
- d. Provide interviewer's notes or other documentation of the interviews.