

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF HARDIN)	CASE NO.
COUNTY WATER DISTRICT NO. 1 FOR)	2023-00143
TRANSFER AND ACQUISITION)	

COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION
TO HARDIN COUNTY WATER DISTRICT NO. 1 AND CITY OF WESTPOINT

Hardin County Water District No. 1 (Hardin District No. 1) and the city of Westpoint (Westpoint) (collectively, Joint Applicants), pursuant to 807 KAR 5:001E, shall file with the Commission an electronic version of the following information. The information requested is due on June 12, 2023. The Commission directs Joint Applicants to the Commission's July 22, 2021 Order in Case No. 2020-00085¹ regarding filings with the Commission. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked.

Each response shall include the question to which the response is made and shall include the name of the witness responsible for responding to the questions related to the information provided. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association or a governmental agency, be accompanied by a signed certification of the preparer or the person supervising the preparation of the response on behalf of the entity that the

¹ Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID-19* (Ky. PSC July 22, 2021), Order (in which the Commission ordered that for case filings made on and after March 16, 2020, filers are NOT required to file the original physical copies of the filings required by 807 KAR 5:001, Section 8).

response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

Joint Applicants shall make timely amendment to any prior response if Joint Applicants obtain information that indicates the response was incorrect or incomplete when made or, though correct or complete when made, is now incorrect or incomplete in any material respect.

For any request to which Joint Applicants fail or refuse to furnish all or part of the requested information, Joint Applicants shall provide a written explanation of the specific grounds for their failure to completely and precisely respond.

Careful attention shall be given to copied and scanned material to ensure that it is legible. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of that information in responding to this request. When applicable, the requested information shall be separately provided for total company operations and jurisdictional operations. When filing a paper containing personal information, Joint Applicants shall, in accordance with 807 KAR 5:001E, Section 4(10), encrypt or redact the paper so that personal information cannot be read.

1. Provide minutes from the Westpoint City Council meeting during which the proposed merger was confirmed by the city council.
2. Explain the basis for Westpoint's decision to allow another utility to assume control of Westpoint's water and wastewater systems.

3. For the years 2020, 2021, 2022, and 2023 to the present day, list any notices of violation from the Kentucky Division of Water for Westpoint's water and wastewater systems.

4. For the years 2020, 2021, 2022, and 2023 to the present day, list any agreed orders with the Kentucky Division of Water that Westpoint's water or wastewater systems are working under.

5. Explain whether Hardin District No. 1 will absorb Westpoint's current employees, or if Hardin District No. 1 will hire any new employees as a result of the proposed merger. If neither, provide an explanation and documentation to support that Hardin District No. 1 can absorb Westpoint's water and wastewater service without hiring any new employees.

6. KRS 278.020(6) requires the Commission to find that the person acquiring a utility that is subject to its jurisdiction possesses the financial, technical, and managerial abilities to provide reasonable service.

a. Identity the employees who will manage and operate Westpoint's water and wastewater systems and describe each employee's qualifications to operate and manage a water distribution and wastewater systems.

b. Describe Hardin District No. 1's financial ability and resources to manage and operate Westpoint's water distribution and wastewater systems, including, but not limited to, available funds, lines of credit, loans, grants, or other financial support.

c. Describe in detail Hardin District No. 1's management ability and resources to manage and operate Westpoint's water distribution and wastewater systems.

7. KRS 278.020(7) states that, in order to approve the transfer, the Commission must find that the proposed transaction “is to be made in accordance with law, for a proper purpose and is consistent with the public interest.” Explain in detail how the proposed transaction to transfer Westpoint’s water distribution and wastewater systems to Hardin District No. 1 is in accordance with the law, for a proper purpose, and benefits the public.

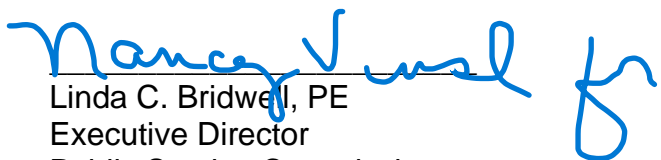
8. Provide the proposed journal entry that Hardin District No. 1 will use to record the transfer.

9. Provide a copy of Hardin District No. 1’s balance sheet, income statement, and statement of retained earnings for the fiscal year ending June 30, 2022.

10. Describe the internal standards and policies of Hardin District No. 1 regarding service reliability and quality of its water utility operations.

11. Provide all of Hardin District No. 1’s written standards or policies related to service quality and reliability of water utility operations.

12. Provide in table format an analysis of the number and type of consumer complaints that Hardin District No. 1 received during the period from 2017 to 2022 and how such complaints were resolved.



Linda C. Bridwell, PE
Executive Director
Public Service Commission
P.O. Box 615
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DATED MAY 31 2023

cc: Parties of Record

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