

Andy Beshear
Governor

Rebecca W. Goodman
Secretary
Energy and Environment Cabinet



Commonwealth of Kentucky
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Angie Hatton
Chair

Mary Pat Regan
Commissioner

Andrew W. Wood
Commissioner

November 7, 2025

PARTIES OF RECORD

Re: Case No. 2025-00298

Notice is given to all parties that the attached Motion for Default has been filed into the record of this proceeding.

If you have any comments you would like to make regarding the contents of the document, please do so within five days of receipt of this letter. If you have any questions, please contact Jessica Norris-Canfield, at jnorriscanfield@ky.gov.

Sincerely,

A handwritten signature in blue ink that reads "Linda C. Bridwell".

Linda C. Bridwell, PE
Executive Director

Attachment

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

SCOTT PARTIN

ALLEGED VIOLATION OF UNDERGROUND
FACILITY DAMAGE PREVENTION ACT

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CASE NO.
2025-00298

MOTION FOR DEFAULT

This matter was originally established by an Order of the Commission, dated September 12, 2025.

Staff moves that the Commission enter judgment against Scott Partin (Mr. Partin) pursuant to KRS 13B.050(3) and the following:

1. Mr. Partin was duly served with a copy of the Initiating Order and Final Investigative Report by certified mail on September 29, 2025.
2. Mr. Partin has not filed an answer or any other responsive pleading and the time for such has since expired.
3. The Initiating Order and Final Investigative Report cited a violation of KRS 367.4911(1)(a) for failing to contact the protection notification center prior to excavation. As outlined in the Final Investigative Report, Mr. Partin did not call in a locate request prior to operating a trencher while installing a buried electric service line, resulting in damage to an existing 3/4" plastic natural gas service line. The civil penalty for a first offense violation of KRS 367.4911(1)(a) is \$250.00.

Case No. 2025-00298

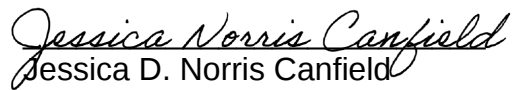
4. The Initiating Order and Final Investigative Report cited a violation of KRS 367.4917(4) for damaging a facility that contains any flammable, toxic, corrosive, or hazardous material or results in the release of any flammable, toxic, corrosive, or hazardous material. As outlined in the Final Investigative Report, Mr. Partin completely severed the plastic 3/4" natural gas service line resulting in the release of natural gas into the atmosphere. The civil penalty for a violation of KRS 367.4917(4), is \$1,000.

5. The total civil penalty assessed in the Initiating Order being \$1,250, upon which no reductions are due.

6. That by reason of Mr. Partin's default, Staff is entitled to a final order as a matter of law.

WHEREFORE, Staff respectfully requests a final order by default against Scott Partin in the amount of \$1,250, and that the Commission's investigation of Damage Incident 55288 be closed, and this case be removed from the Commission's docket.

Respectfully submitted,


Jessica D. Norris Canfield
Staff Attorney
KY Public Service Commission
211 Sower Blvd.
Frankfort, KY 40601
jnorriscanfield@ky.gov

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

SCOTT PARTIN	)	
	)	
_____	)	CASE NO.
	)	2025-00298
ALLEGED VIOLATION OF UNDERGROUND	)	
FACILITY DAMAGE PREVENTION ACT	)	

ORDER

A hearing was held before the Kentucky Public Service Commission (Commission) on October 23, 2025, at its offices at 211 Sower Boulevard, Frankfort, Kentucky, concerning the allegation that Scott Partin (Mr. Partin) violated KRS 367.4911(1)(a) of the Underground Facility Damage Prevention Act (Act) on November 14, 2022 at approximately 2:30 p.m. at 244 Hunting Hills Estate, Corbin, KY, 40701, when Mr. Partin conducted excavation activities using mechanized equipment within the approximate location of an underground facility and failed to contact the Kentucky Contact Center (811) not less than two full working days nor more than ten full working days prior to commencing work, and failed to wait the appropriate time for the facilities to be located by the operator and thereby caused damage to an underground plastic natural gas service line owned, operated, and used by Delta Natural Gas Company, Inc. (Delta Natural Gas) to serve the public.

According to the Damage Report submitted to the Commission by Delta Natural Gas, which is encompassed in the Final Investigation report compiled by the Commission's Division of Inspections, Mr. Partin was stated to be in violation of KRS

367.4911(1)(a) and subject to a civil penalty for this violation by operation of KRS 367.4917(1) and KRS 367.4917(4). Mr. Partin was served with process and notified of the hearing date and time, but failed to appear at the hearing to contest the violations.

Upon Commission Staff's motion for Default Judgment herein against Mr. Partin, and that it appears that Mr. Partin was duly served with the Initiating Order and Final Investigation Report on September 29, 2025, and made no Answer nor filed any responsive pleading herein, and is thereby in default, and the Commission being otherwise sufficiently advised;

IT IS THEREFORE ORDERED that:

1. Mr. Partin is assessed a civil penalty of \$1,250 for violation of KRS 367.4911(1)(a) as provided by KRS 367.4917(1) and (4).

2. Mr. Partin shall pay \$1,250 within 30 days of the date of service of this Order by cashier's check or money order payable to the Kentucky State Treasurer and mailed or delivered to the office of the Kentucky Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky 40601.

3. A record of the penalty paid in response to this Order shall be placed in the post-case correspondence file of this proceeding.

4. The Commission's investigation of Damage Incident 55288 is hereby closed, and this case is removed from the Commission's docket.

THIS IS A FINAL AND APPEALABLE ORDER OF THE PUBLIC SERVICE COMMISSION.

An application for a rehearing may be filed with the Commission within 20 days after service of this Order as provided by KRS 278.400. Any appeal of this Order must be filed with the Franklin Circuit Court within 30 days after service of this Order or within 20 days after an application for rehearing has been denied by failure of the Commission to act or, within 20 days after service of the final Order, as set out in KRS 278.410.

PUBLIC SERVICE COMMISSION

Chairman

Commissioner

Commissioner

ATTEST:

Executive Director

Scott Partin
735 N KY 830
Corbin, KY 40701