

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

RANDY ALLEN HARTLEY

COMPLAINANT

v.

INTER-COUNTY RURAL ELECTRIC
COOPERATIVE CORPORATION

DEFENDANT

CASE NO. 95-481

ORDER TO SATISFY OR ANSWER

Inter-County Rural Electric Cooperative Corporation ("Inter-County") is hereby notified that it has been named as defendant in a formal complaint filed on October 20, 1995, a copy of which is attached hereto.

Pursuant to 807 KAR 5:001, Section 12, Inter-County is HEREBY ORDERED to satisfy the matters complained of or file a written answer to the complaint within 10 days from the date of service of this Order.

Should documents of any kind be filed with the Commission in the course of this proceeding, the documents shall also be served on all parties of record.

Done at Frankfort, Kentucky, this 6th day of November, 1995.

ATTEST:

Don Miller
Executive Director

PUBLIC SERVICE COMMISSION

Robert M. Davis
Chairman

Robert M. Davis
Vice Chairman

Linda K. Breckhoff
Commissioner

B.D. Bj

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

OCT 20 1995

PUBLIC SERVICE
COMMISSION

In the Matter of:

Randy Allen Hartley
(Your Full Name)
COMPLAINANT

VS.

Inter-County RECC
(Name of Utility)
DEFENDANT

95-481

C O M P L A I N T

The complaint of Randy Allen Hartley respectfully shows
(Your Full Name)

(a) Randy Allen Hartley
(Your Full Name)

250 Charles Campbell Rd Lebanon 40033 Ky
(Your Address)

(b) Inter-County RECC
(Name of Utility)

Campbellville Rd Lebanon Ky 40033
(Address of Utility)

(c) That: Inter-County RECC Does not Consider the
(Describe here, attaching additional sheets if

Double-wide home that my family is placing on
necessary, the specific act, fully and clearly, or facts

on 1 acre lot on Spencer Hamilton Rd Sorrento as a
that are the reason and basis for the complaint.)

Permanent home and therefore will only install 150 ft

Continued on Next Page

Formal Complaint

Randy Hartley vs Inter. County REC.
(Your Name) (Utility Name)

Page 2

of work at the first was additional 150 ft at \$20.00
and every thing thereafter \$2.00 a ft. at my cost.
It costed that the house is permanent and should
receive the same considerations as one on Site Built
house house stands I also believe that with addition
to the house on property I garage, in addition to
the house. concrete foundations at which in approx 100 ft
on tongue to be removed in permanent Septic System on telephone
Wherefore, complainant asks proves it to be permanent.
(Specifically state the

To be treated free on equally as any
relief desired.)
house owner would be. To get the
same treatment as any one Site Built
house would (1000 ft or more) I do not
feel that I should pay for these construction
because they will get paid it when I pay my
Dated at Morehead, Kentucky, this 17 day
(Your City)

Monthly
Bills

of October, 1995.
(Month)

M. Randy Allen Hartley Sr.
(Your Signature)

(Name and address of attorney, if any)

Section 12. Formal Complaints. (1) Contents of complaint. Each complaint shall be headed "Before the Public Service Commission," shall set out the names of the complainant and the name of the defendant, and shall state:

(a) The full name and post office address of the complainant.

(b) The full name and post office address of the defendant.

(c) Fully, clearly, and with reasonable certainty; the act or thing done or omitted to be done, of which complaint is made, with a reference, where practicable, to the law, order, or section, and subsections, of which a violation is claimed, and such other matters, or facts, if any, as may be necessary to acquaint the commission fully with the details of the alleged violation. The complainant shall set forth definitely the exact relief which is desired. (See Section 15(1))

(2) Signature. The complaint shall be signed by the complainant or his attorney, if any, and if signed by such attorney, shall show his post office address. Complaints by corporations or associations, or any other organization having the right to file a complaint, must be signed by its attorney and show his post office address. No oral or unsigned complaints will be entertained or acted upon by the commission.

(3) Number of copies required. At the time the complainant files his original complaint, he must also file copies thereof equal in number to ten (10) more than the number of persons or corporations to be served.

(4) Procedure on filing of complaint:

(a) Upon the filing of such complaint, the commission will immediately examine the same to ascertain whether it establishes a prima facie case and conforms to this regulation. If the commission is of the opinion that the complaint

does not establish a prima facie case or does not conform to this regulation, it will notify the complainant or his attorney to that effect, and opportunity may be given to amend the complaint within a specified time. If the complaint is not so amended within such time or such extension thereof as the commission, for good cause shown, may grant, it will be dismissed.

(b) If the commission is of the opinion that such complaint, either as originally filed or as amended, does establish a prima facie case and conforms to this regulation, the commission will serve an order upon such corporations or persons complained of under the hand of its secretary and attested by its seal, accompanied by a copy of said complaint, directed to such corporation or person and requiring that the matter complained of be satisfied, or that the complaint be answered in writing within ten (10) days from the date of service of such order, provided that the commission may, in particular cases, require the answer to be filed within a shorter time.

(5) Satisfaction of the complaint. If the defendant desires to satisfy the complaint, he shall submit to the commission, within the time allowed for satisfaction or answer, a statement of the relief which he is willing to give. Upon the acceptance of this offer by the complainant and the approval of the commission, no further proceedings need be taken.

(6) Answer to complaint. If satisfaction be not made as aforesaid, the corporation or person complained of must file an answer to the complaint, with certificate of service on other parties endorsed thereon, within the time specified in the order or such extension thereof as the commission, for good cause shown, may grant. The answer must contain a specific denial of such material allegations of the complaint as controverted by the defendant and also a statement of any new matter constituting a defense. If the answering party has no information or belief upon the subject sufficient to enable him to answer an allegation of the complaint, he may so state in his answer and place his denial upon that ground. (See Section 15(2))

Section 15. Forms. (1) In all practice before the commission the following forms shall be followed insofar as practicable:

- (a) Formal complaint.
- (b) Answer.
- (c) Application.
- (d) Notice of adjustment of rates.
- (2) Forms of formal complaint.

Before the Public Service Commission
(Insert name of complainant))
COMPLAINANT)
vs.) No. _____
(Insert name of each defendant)) (To be inserted
DEFENDANT) by the secretary)

COMPLAINT

The complaint of (here insert full name of each complainant) respectfully shows:

(a) That (here state name, occupation and post office address of each complainant).

(b) That (here insert full name, occupation and post office address of each defendant).

(c) That (here insert fully and clearly the specific act or thing complained of, such facts as are necessary to give a full understanding of the situation, and the law, order, or rule, and the section or sections thereof, of which a violation is claimed).

WHEREFORE, complainant asks (here state specifically the relief desired).

Dated at _____, Kentucky, this _____
ay of _____, 19____.

(Name and address of attorney, if any)

(3) Form of answer to formal complaint.

Before the Public Service Commission
(Insert name of)
complainant))
COMPLAINANT)
vs.) No. _____
(To be inserted
by the secretary)
(Insert name of each)
defendant))
DEFENDANT)

ANSWER

The above-named defendant, for answer to the complaint in the proceeding, respectfully states:

That (here follow specific denials of such material, allegations as are controverted by the defendant and also a statement of any new matter constituting a defense. Continue lettering each succeeding paragraph).

WHEREFORE, the defendant prays that the complaint be dismissed (or other appropriate prayer).

(Name of defendant)

(Name and address of attorney, if any)

Enclosed is our
deed to our property
and a bid
on a garage that
we are going to
have built.

Mr. Randy A. Huttley

RECEIVED

OCT 20 1995

PUBLIC SERVICE
COMMISSION

BUILDING MATERIALS
BUILDING CONTRACTING
HARDWARE

QUOTATION

RECEIVED

OCT 20 1995

PUBLIC SERVICE
COMMISSION

APPLIANCES
SEED
FERTILIZER

LORETTO LUMBER & HARDWARE COMPANY, INC.

BOX 38 - PHONE 502-865-2781 - LORETTO, KY. 40037

Don Blanford

Mervin Smith

to Randy Hartley

WE ARE PLEASED TO QUOTE AS FOLLOWS

YOUR INQUIRY

10-18-95

TO

TERMS

All prices net!

ESTIMATED DELIVERY DATE

QUANTITY	DESCRIPTION	PRICE	AMOUNT
20	6x6-12 treated	22.91	458.20
1	4x7 PVC Drain		11.99
1	3" DWV 90		1.36
15	3" DWV Pipe	1.25	18.75
1	Roll concrete wire		49.50
1	pc 5'x30" " 150 sq ft @ 100		150.00
1	bundle shade stakes		4.00
10 1/2	yds concrete (4" thick) on top of 2" gravel	52.92	551.25
1	6x6-12 treated (bottom stumps)		7.43
4	2x6-14	8.01	32.04
2	2x6-16	9.90	19.80
3	2x4-12 SPF wall stumps	3.23	9.69
16	2x4-14	3.80	60.80
6	2x4-16	5.15	30.90
1	30x68 Flush Metal Door Unit (Hottig)		129.00
2	8'x8' Ribbed Steel Garage Doors - no glass	58.15	116.30
4	2x6-14 SPF top stumps	6.44	25.76
4	2x6-16	7.76	31.04
9	2x6-8 Garage Door Headers	3.38	30.42
2	2x10-8	5.72	11.44
2	Slide windows - 36x25	74.50	149.00
2	pcs 10' g. channel painted	3.60	7.20
6	pcs 10' OH door trim	9.95	59.70
4	pcs 10' Ridge Row " Cap	11.45	45.80
4	pcs 10' OS Corners	9.65	38.60
13	pcs 10' x 1 1/2 x 5 1/2" angle iron	7.25	94.25
35	16-2" painted metal roof nail enough for around 73sq	2.50	87.50

P.O.D.

TERMS

All prices Net!

ESTIMATED DELIVERY DATE

QUANTITY	DESCRIPTION	PRICE	AMOUNT
20	4x6-12 treated	22.91	458.20
1	7x7 PVC Drain		11.99
1	3" DWV 90		1.36
15	3" DWV Pipe	1.25	18.75
1	Roll concrete wire		49.50
1	pc. 5' x 30" " 150 sq ft @ 10¢		15.00
1	bundle shade stakes		4.00
10 1/2	4x6 concrete (4" thick) on top of 2" gravel	52.50	551.25
1	2x6-12 treated (bottom stringer)		7.43
4	2x6-14	8.01	32.04
2	2x6-16	9.90	19.80
3	2x4-12 SPF wall stringer	3.23	9.69
16	2x4-14	3.80	60.80
6	2x4-16	5.15	30.90
1	30x68 Flush Metal Door Unit (Hottig)		129.00
2	8'x8' Ribbed Steel Garage Doors - no glass	27.15	615.90
4	2x6-14 SPF top stringer	6.44	25.76
4	2x6-16	7.76	31.04
9	2x6-8 Garage Door Headers	3.38	30.42
2	2x10-8	5.72	11.44
2	Slide windows 36x25	74.50	149.00
2	pcs 10' 9" channel painted	3.60	7.20
6	pcs 10' OH door trim	9.95	59.70
4	pcs 10' Ridge Beam	11.45	45.80
4	pcs 10' OS Corners	9.65	38.60
13	pcs 10' x 1 1/2 x 5 1/2" angle iron	7.25	94.25
35	16' 2" painted metal roof rail enough for around 2352	2.50	87.50
6	common 6' OC 4 1/2" x 8" OH	74.50	447.00
576	lb 2x4 Roof Purlins w. 8" OH each end 30/16	5.15	185.40
4	2x6-16 fly rafters	7.76	31.04
	misc rails		15.00
	coated rail		50.00
21	sht 3' x 15' Painted Metal (Roof)	10.36	514.98
20	sht 3' x 10' " "	6.33	316.18
2	sht 3' x 11' " "	17.41	34.82
2	" 12' " "	7.16	14.32
1	" 13' " "	20.56	20.56
1	" 5' " "	11.91	11.91

ABOVE PRICES GOOD FOR 7 DAYS

OFFICIAL SIGNATURE

Don Blanford

BUILDING MATERIALS
BUILDING CONTRACTING
HARDWARE

QUOTATION

APPLIANCES
ROOF
FERTILIZER

LORETTO LUMBER & HARDWARE COMPANY, INC.

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Don Blanford

Mervin Smith

TO

WE ARE PLEASED TO QUOTE AS FOLLOWS

YOUR INQUIRY

10-18-95

F.O.D.

TERMS

All prices net!!

ESTIMATED DELIVERY DATE

QUANTITY	DESCRIPTION	PRICE	AMOUNT
1	slt 3' x 14' Painted Metal Front & Back Sills Ends	44.33	22.77
1	slt " 6'	1.00	9.49
2	" " 145'	16.44	23.20
2	" " 144'	11.52	22.61
1	" " 134'	42.22	21.09
1	" " 54'	16.89	8.43
1	" " 124'	39.06	19.51
1	" " 44'	13.72	6.85
2	" " 114'	35.81	71.98
1	" " 104'	32.72	16.34
			454.87
			124.27
			42.22

WARRANTY DEED

DEED TAX: C.C.C. FILED 10-11-95

EDDIE LEE, MASON COUNTY CLERK, 548
REC. DEED 112.00

THIS DEED OF CONVEYANCE, made and entered into this 9th
day of OCT. 19 95, by and between:

WILLIAM J. DOUGHERTY, SR., AND IDA DOUGHERTY, HIS WIFE,
OF 1070 WINSATT ROAD, LORETTO, KY 40033
party of the first part and RANDY A. HARTLEY AND MARY L. HARTLEY,
HUSBAND AND WIFE OF 250 CHARLES CAMPBELL ROAD, LEBANON, KY 40033
parties of the second part,

WITNESSETH:

That for and in consideration of the sum of THE NATURAL LOVE AND AFFECTION PARENTS HAVE FOR THEIR CHILDREN (NO MONEY CONSIDERATION) cash in hand this day paid, the receipt of all of which is hereby acknowledged, said party of the first part HAVE THIS DAY SOLD AND DO BY THESE PRESENTS SELL, TRANSFER AND CONVEY unto said parties of the second part, their heirs and assigns forever, absolutely and in fee simple, the following described real estate, to-wit:

SEE ATTACHED EXHIBIT "A"

This conveyance is made subject to all legal roads and any existing easements and restrictions, apparent or of record.

TO HAVE AND TO HOLD the above described real estate, together with all the improvements thereon and all the appurtenances thereunto belonging, unto said parties of the second part, absolutely and in fee simple, their heirs and assigns forever, WITH COVENANT OF GENERAL WARRANTY; and first party further covenant with second parties that they are lawfully seized with the valid, fee simple title to and possession of the above described real estate; that the first party has good right and full power to convey same and that same is free and clear of all liens and encumbrances of every kind, character and description, except as aforesaid.

We the undersigned grantor (grantors) & grantees (grantees) do hereby certify that the actual fair market value of the property herein conveyed is \$ 6,500.00. We also certify, pursuant to KRS Chapter 382, that the above-stated consideration in the amount of \$ (GIFT) LOVE & AFFECTION. is the true, correct & full consideration paid for the property herein conveyed. We further certify our understanding that falsification of the stated consideration or sale price of the property is a Class D. felony subject to one to five years imprisonment & fines up to \$10,000.00.

IN TESTIMONY WHEREOF, witness the signature of the first parties hereunto subscribed to day and date first above written.

William J. Dougherty Sr.
Party of the first part
Ida Dougherty
PARTY OF THE FIRST PART

Randy A. Hartley Jr.
Party of the second part

Mary L. Hartley
Party of the second part

STATE OF KENTUCKY
COUNTY OF: MASON

322 P. 11
OCT 11 1995
MASON COUNTY
EDDIE LEE, C. C. C.

10/12/95
cash in hand this day paid, the receipt of all of which is hereby acknowledged, said party of the first part HAVE THIS DAY SOLD AND DO BY THESE PRESENTS SELL, TRANSFER AND CONVEY unto said parties of the second part, their heirs and assigns forever, absolutely and in fee simple, the following described real estate, to-wit:

SEE ATTACHED EXHIBIT "A"

This conveyance is made subject to all legal roads and any existing easements and restrictions, apparent or of record.

TO HAVE AND TO HOLD the above described real estate, together with all the improvements thereon and all the appurtenances thereunto belonging, unto said parties of the second part, absolutely and in fee simple, their heirs and assigns forever, WITH COVENANT OF GENERAL WARRANTY; and first party further covenant with second parties that they are lawfully seized with the valid, fee simple title to and possession of the above described real estate; that the first party has good right and full power to convey same and that same is free and clear of all liens and encumbrances of every kind, character and description, except as aforesaid.

We the undersigned grantor (grantors) & grantee (grantees) do hereby certify that the actual fair market value of the property herein conveyed is \$ 6,500.00. We also certify, pursuant to KRS Chapter 382, that the above-stated consideration in the amount of \$ (GIFT) LOVE & AFFECTION, is the true, correct & full consideration paid for the property herein conveyed. We further certify our understanding that falsification of the stated consideration or sale price of the property is a Class D. felony subject to one to five years imprisonment & fines up to \$10,000.00.

IN TESTIMONY WHEREOF, witness the signature of the first parties herunto subscribed to day and date first above written.

Randy P. Hartley, Jr.
Party of the second part

Mary L. Hartley
Party of the second part

STATE OF KENTUCKY
COUNTY OF: MAFION

The foregoing instrument was acknowledged before me this 10 day of OCTOBER, 19 95, by

MY COMMISSION EXPIRES: 9-19-98

William K. Dougherty, Jr.
Party of the first part
John Dougherty
PARTY OF THE FIRST PART

AT 3 22 P.M.

OCT 11 1995

MAFION COUNTY
EODIE LEE
County Clerk

[Signature]
NOTARY PUBLIC