

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC INVESTIGATION INTO THE)	
FINANCIAL AND OPERATING CAPACITY OF)	
BLACK MOUNTAIN UTILITY DISTRICT AS WELL)	CASE NO.
AS POSSIBLE VACANCIES ON THE BOARD OF)	2023-00235
COMMISSIONERS OF BLACK MOUNTAIN)	
UTILITY DISTRICT)	

ORDER

On June 30, 2025, Black Mountain Water District (Black Mountain District) filed a motion for extension of time (Motion) to file an adjustment of rates as ordered by the Commission.¹ Black Mountain District asked for a 120-day extension to file said application.²

On August 20, 2024, the Commission issued an order requiring Black Mountain Utility District (Black Mountain District) to provide its 2020 Annual Report within three months from the Order.³ In Case No. 2023-00202, Commission granted an extension for good cause extending the due date of the filing of an annual report related to the water loss surcharge and water loss improvement progress until July 15, 2025.⁴ On August 20, 2024, the Commission also ordered Black Mountain District to file an application for a

¹ Black Mountain District's Motion for Extension of Time (Motion) (filed June 30, 2025); Order (Ky. PSC Aug. 20, 2024).

² Motion at 2.

³ Order (Ky. PSC Aug. 20, 2024) at 16.

⁴ Case No. 2023-00202, *Electronic Filing of Black Mountain Water District Unaccounted for Water Loss Reduction Plan, Surcharge, and Monitoring* (Ky. PSC July 10, 2025).

general rate case or an application pursuant to 807 KAR 5:076 by no later than July 1, 2025, using a 2024 test year or provide a statement with an explanation that such an application is unnecessary.⁵

As grounds for the Motion, Black Mountain District cited substantial operational challenges that have prevented timely compliance with the deadline established by the Commission's August Order, which required filing by July 1, 2025.⁶ Specifically, Black Mountain District referenced recent turnover among its commissioners and its resulting inability to provide the Kentucky Rural Water Association with the necessary information to complete the rate studies required for the application.⁷

Having considered the motion and being otherwise sufficiently advised, the Commission finds that good cause exists to grant the requested 120-day extension. The Commission recognizes that Black Mountain District has experienced unforeseen complications beyond its control, which made difficult timely submission of the application by the July 21, 2025 deadline.

IT IS THEREFORE ORDERED that:


1. Black Mountain District's Motion for Extension of Time is granted.
2. Black Mountain District shall file an application for a general rate case or an application pursuant to 807 KAR 5:076 by no later than October 29, 2025, using a 2024 test year or provide a statement with an explanation that such an application is unnecessary.

⁵ Aug. 20, 2024 Order at 16.

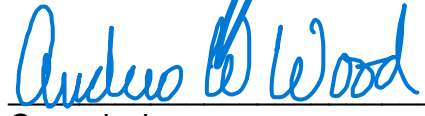
⁶ Motion at 2.

⁷ Motion at 2.


PUBLIC SERVICE COMMISSION



Chairman



Commissioner



Commissioner

ATTEST:



Executive Director



*L. Allyson Honaker
Honaker Law Office, PLLC
1795 Alysheba Way
Suite 1203
Lexington, KY 40509

*Shawn Miller
Commissioner
Black Mountain Utility District
609 Four Mile Road
Baxter, KY 40806-8437

*Black Mountain Utility District
609 Four Mile Road
Baxter, KY 40806-8437

*Chad Brock
Chairman
Black Mountain Utility District
609 Four Mile Road
Baxter, KY 40806-8437

*Dan Mosley
Harlan County Judge Executive
PO Box 956
Harlan, KY 40831

*Brandon Shepherd
Commissioner
Black Mountain Utility District
609 Four Mile Road
Baxter, KY 40806-8437

*Bill Clem
Commissioner
Black Mountain Utility District
609 Four Mile Road
Baxter, KY 40806-8437

*Dwayne Williams
Commissioner
Black Mountain Utility District
609 Four Mile Road
Baxter, KY 40806-8437

*Grant Cooper
Manager
Black Mountain Utility District
609 Four Mile Road
Baxter, KY 40806-8437