

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE
COMMISSION

In the Matter of:

THE APPLICATION OF KENTUCKY-AMERICAN)	
WATER COMPANY FOR A CERTIFICATE OF)	
CONVENIENCE AND NECESSITY AUTHORIZING)	CASE NO.
THE CONSTRUCTION OF KENTUCKY RIVER)	2007-00134
STATION II, ASSOCIATED FACILITIES AND)	
TRANSMISSION MAIN)	

**CITIZENS FOR ALTERNATIVE WATER SOLUTION'S DATA REQUEST TO
THE BLUEGRASS WATER SUPPLY CONSORTIUM**

Pursuant to the scheduling order adopted by the Commission in this case, Citizens for Alternative Water Solutions (CAWS) requests that the Bluegrass Water Supply Consortium (BWSC) file with the Commission the following information, with a copy to all parties of record, within the time specified in the Commission's Order. For each response to data request,

(1) Please identify the individual responsible for answering each request.

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

(3) A request to identify a document means to state the date or dates, author or originator, the subject matter, all addressees and recipients, type of document (e.g., letter, memorandum, telegram, chart, etc.), number or code number thereof or other means of identifying it, and its present location and custodian.

(4) To the extent that the specific document, study or information requested does not exist, but a similar document, study or information does exist, please provide the similar document, study or information.

(5) 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.

(6) If BWSC objects to any request on the grounds that the requested information is proprietary in nature, or for any other reason, please notify CAWS' Attorney of Record as soon as possible.

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

(8) 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; 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.

(9) Where the information requested is the same as has been provided to another party in response to data request, it is sufficient to identify that response rather than duplicating the information requested.

Data Request No. 1

Has BWSC adopted a formal position concerning whether the Public Service Commission (PSC) should issue the Certificate of Public Convenience and Necessity (CPCN) requested by Kentucky American Water Company (KAWC) in this case?

a. If so, what is that position?

b. Please provide all studies, reports, analyses, and other bases relied upon in support of that position. To the extent that those documents are already of record in this proceeding, a reference to the title, author and date of the document will be sufficient.

Data Request No. 2

Please identify the member entities of the BWSC, and for each member, please identify the short-and long-term water supply deficits and needs identified by that member and the basis for those projected needs. If possible, provide that information by individual member entities, and identify the projected needs and the time frame for such projections, and the basis for assumptions of projected demand and supply.

Data Request No. 3

Please describe the relationship of BWSC to the proposed Pool 3 treatment plant and pipeline (Pool 3 Project).

a. Please provide any contract or intent to participate, or other document evidencing the decision by BWSC to participate as an owner or interest-holder in the proposed plant and/or pipeline.

b. Please identify the costs, both in construction and in operation, that would be incurred by BWSC for participation in the Pool 3 project, and the percentage that would be allocated to each member and the basis for that cost allocation.

c. Please identify the source(s) of funding that BWSC intends to utilize in order to acquire a participatory interest in the Pool 3 project, and how much of the cost of participation each source is being asked to provide.

d. Please describe the status of BWSC efforts to obtain state or federal funding for support of BWSC's participation in the Pool 3 project. To date, has BWSC received any federal or state support for the operations of BWSC, and specifically, to support BWSC participation in the KAWC Pool 3 Project?

e. What are the anticipated or projected costs of water from the Pool 3 project to the BWSC with, and without, and with various amounts of federal or state support to BWSC?

f. What amount of financial support is being sought by BWSC and/or its member entities to support BWSC's obtaining an interest in the Pool 3 project?

g. Will BWSC participate in the Pool 3 project absent state or federal financial support?

h. When is your deadline to sign an agreement with Kentucky-American concerning participation in the Pool 3 Project?

i. To date, how many BWSC members have signed-on to participate in the project, and how much have they pledged to contribute?

j. What is the project cost of the Pool 3 Treatment Plant and pipeline, and what percentage of the total cost would BWSC be required to pay? What percentage of water supply would BWSC receive for that financial contribution?

h. Has BWSC discussed with KAWC whether, if the BWSC contracted with the LWC to purchase finished water for its members, KAWC would be required to or be willing to wheel water through its system at a reasonable cost?

Data Request No. 4

What is the current position of the BWSC with respect to participation in the Pool 3 project? Does BWSC still maintain that Kentucky-American's Pool 3 project is in the best interest of BWSC member groups and their constituents?

Data Request No. 5

What consideration has been and is being given to alternatives, including connection with the Louisville Water Company?

Data Request No. 6

Please provide a copy of the presentation made by the BWSC or its member entities at the High Bridge gathering.

Data Request No. 7

Has BWSC or its members discussed the possibility of purchasing water from Louisville Water Company or other entities, and having that water transported or "wheeled" through the KAWC system to BWSC member(s)?

a. Please provide a copy of any documents evidencing such communications, or describe such communications to the extent documentation is absent.

b. Has KAWC indicated whether it would charge for such wheeling, or would refuse such wheeling, if KAWC did not participate in the Pool 3 project or, conversely, whether it would waive any wheelage costs as a part of a Pool 3 project agreement?

c. Has KAWC given any indication of what charges would be for wheelage?

Data Request No. 8

Please describe the process by which BWSC determined to support the KAWC project, and the date and context in which the decision was made.

- a. Was the vote unanimous?
- b. Was the vote made in the context of comparative review of options?
- c. If so, what other options were considered, and why were they rejected?
- d. Since determining to participate in the Pool 3 project, has BWSC considered whether to pursue other options to meet identified water needs? If so, please describe?

Data Request No. 9

Have any BWSC member entities indicated that they will or will not participate in the Pool 3 Project?

Data Request No. 10

Please provide any analyses, engineering studies, comparative assessments or other reports generated or commissioned by BWSC assessing the relative merits and demerits and anticipated costs of participation in the Pool 3 project and for other alternatives that would meet the projected water supply and water treatment needs of BWSC. For any such studies, reports or analyses, identify the funding source that supported the work.

Data Request No. 11

Please provide copies of any correspondence with Louisville Water Company since this case was filed wherein BWSC asked for information or requested a proposal from LWC to address BWSC water needs.

Data Request No. 12

Please explain the nature of the BWSC, and identify any specific statutory authority for the creation of the BWSC, and the basis for the mission and membership of the Consortium.

Data Request No. 13

Please provide the criteria, and the weighting of criteria, that have been and are utilized by BWSC in assessing options for satisfying the projected water needs for member entities.

Data Request No. 14

Please provide any business plan developed by or for BWSC regarding meeting the projected water needs of members, and provide any contingency plan that has been developed to address such needs in the absence of participation in the Pool 3 project.

Data Request No. 15

Please provide a copy of the Minutes of all BWSC Meetings at which the KAWC Pool 3 Project has been discussed, including but not limited to the July 23, 2007 Meeting in Berea.

Respectfully submitted,



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Counsel for Citizens for Alternative
Water Solutions, Inc. (CAWS)

CERTIFICATE OF SERVICE

I hereby certify that the original and 10 copies have been filed with the Commission and that a true and correct copy has been served by first-class mail upon the following individuals this 13th day of August, 2007:

Hon. A.W. Turner Jr.
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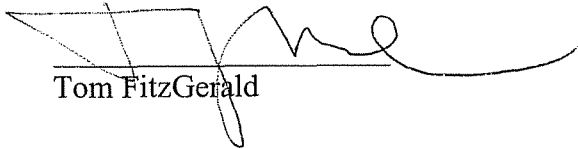
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