

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION **RECEIVED**

In the Matter of:

AUG 13 2007

THE APPLICATION OF KENTUCKY-AMERICAN)	PUBLIC SERVICE
WATER COMPANY FOR A CERTIFICATE OF)	COMMISSION
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 LEXINGTON FAYETTE URBAN COUNTY GOVERNMENT

Pursuant to the scheduling order adopted by the Commission in this case, Citizens for Alternative Water Solutions (CAWS) requests that the Lexington-Fayette Urban County Government (LFUCG) 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 LFUCG 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 LFUCG 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

Please provide the minutes and any available recording, either audio or video, of the July 10, 2007 meeting of the Lexington Fayette Urban County Council.

Data Request No. 2

The LFUCC adopted a resolution in 1999 that, paraphrased, indicated a preference for the Kentucky River as the source of water supply. This resolution also set forth other requirements related to lock and dam repair and enhancements on Pool 9 to ensure an adequate water supply. At the July 10, 2007 meeting of the LFUCC, the Council's counsel advised that it would be inappropriate for the Council to cite this resolution as guidance, since many of the repair requirements and enhancements anticipated in the 1999 resolution had never acted upon.

- a. Does the LFUCG consider the 1999 resolution a current statement of preference on the part of the Council with respect to water supply?
- b. If another water supply option, such as augmenting available Kentucky River supply with finished water from the Louisville Water Company, were shown to be a lower-cost option, how would LFUCG reconcile the preference in the 1999 resolution for the most cost-effective option, and for one reliant primarily or solely on the Kentucky River?
- c. Does the LFUCG consider the 1999 resolution to be binding on the present Council and / or the current Administration?
- d. What do you believe LFUCG's responsibility is to Fayette Countians in the area of water supply? To what extent does that responsibility involve consideration of cost, vulnerability of supply, reliability, and adequacy of supply?

e. What is the relationship between LFUCG and Kentucky American Water Company (KAWC)? Is it a franchiser – franchisee relationship? If so, to what extent does the LFUCG have the authority to direct the selection or advancement of options that are lowest-cost?

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:

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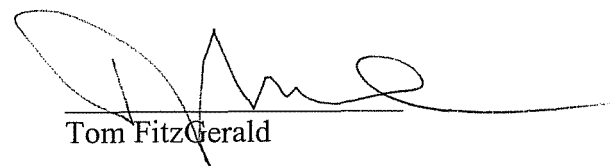
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