

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN INVESTIGATION OF POSSIBLE VACANCY ON)	CASE NO.
THE BOARD OF COMMISSIONERS OF BIG)	2019-00187
SANDY WATER DISTRICT)	

ORDER

This proceeding was initiated to determine whether a vacancy exists on the Board of Commissioners of Big Sandy Water District (Big Sandy District). On September 19, 2019, the Commission determined that a vacancy did exist following the expiration of Larry Shockey's term on September 9, 2018, that the vacancy had not been filled, and that the Commission is authorized to fill the vacancy pursuant to KRS 74.020(4). Larry Shockey and Lloyd R. Lowe made written applications to the Commission that they be considered for the position pursuant to the Order. Having interviewed the applicants and being otherwise sufficiently advised, the Commission, by this Order, appoints Lloyd R. Lowe to fill the vacant seat.

In making our selection, the Commission must consider the totality of the circumstances, including the education, business and management experience, and personal history of the proposed candidates, and the existing financial and operating condition of the water district.¹ Based upon our review of the evidence of record, and Mr. Lowe's experience, we find that Mr. Lowe is the best suited candidate and that there is

¹ See, e.g., Case No. 2012-00052, *Request to Fill Vacancies on Western Pulaski County Water District Board of Commissioners* (Ky. PSC Jan. 16, 2013)

no information to suggest that he is unqualified to serve in the designated positions. We further find that Mr. Lowe resides in Big Sandy District's territory in Boyd County, is of legal age, possesses adequate education, business skills, and experience to perform the duties of water district commissioner and does not have any legal disability that would disqualify him from serving in the position.² Accordingly, the Commission finds that Mr. Lowe should be appointed to fill the vacancy on Big Sandy District's Board of Commissioners created by the expiration of Larry Shockey's term.

IT IS THEREFORE ORDERED that:

1. Lloyd R. Lowe is hereby appointed to fill the vacant seat identified in the September 19, 2019 Order.
2. The term to which Lloyd R. Lowe is being appointed shall expire on September 9, 2022.
3. The Executive Director shall serve a copy of this Order upon the Boyd County Judge/Executive, the members of the Boyd County Fiscal Court, Big Sandy District's Board, Lloyd R. Lowe, and Larry Shockey.
4. This proceeding is closed and removed from the Commission's docket.

² See, e.g., KRS 74.020(1)(a) ("Members of the board shall be residents of the district, or of any incorporated or unincorporated area served by the district in the county in which the district was originally established.").

By the Commission

ENTERED
FEB 10 2020
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:


Executive Director
for Kent A. Chandler

Case No. 2019-00187

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