

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KNOTT COUNTY WATER	)	CASE NO.
AND SEWER DISTRICT FOR AN ALTERNATIVE	)	2019-00268
RATE ADJUSTMENT	)	

ORDER

On December 9, 2019, the Commission issued an Order in this matter in relation to the October 18, 2019 motion filed by Knott County Water and Sewer District (Knott District) for confidential treatment. The Order incorrectly granted Knott District's motion in the ordering paragraph 1, and the ordering paragraphs 2 through 6 read as though Knott District's motion was granted.

1. The Commission's December 9, 2019 Order should deny Knott District's October 18, 2019 motion for confidential treatment in ordering paragraph 1. Ordering paragraph 1 should read as follows: "Knott District's motion for confidential treatment for its response to Letcher District's and Hindman's Request No. 15 is denied."

2. Ordering paragraph 2 of the Commission's December 9, 2019 Order should read as follows: "The designated materials in Knott District's response to Letcher District's and Hindman's Request No. 15 are not exempt from public disclosure and shall be placed in the public record or made available for public inspection."

3. Ordering paragraph 3 of the Commission's December 9, 2019 Order should read as follows: "If Knott District objects to the Commission's determination that the requested information not be granted confidential treatment, it must seek either rehearing

pursuant to KRS 278.400 or judicial review of this Order to KRS 278.410. Failure to exercise either of these statutory rights will be deemed as agreement with the Commission's determination of which materials should be granted confidential treatment."

4. Ordering paragraph 4 of the Commission's December 9, 2019 Order should read as follows: "Within 20 days of the date of this Order, Knott District shall file a revised version of its response to Commission Staff's Request No. 15 for which confidential treatment was denied, reflecting as unredacted the information that has been denied confidential treatment."

5. Ordering paragraph 5 of the Commission's December 9, 2019 Order should read as follows: "The material for which Knott District's request for confidential treatment has been denied shall neither be placed in the public record nor made available for inspection for 30 days from the date of this Order in order to allow Knott District to seek a remedy afforded by law."

6. Ordering paragraph 6 of the Commission's December 9, 2019 Order should be deleted.

Finding that the December 9, 2019 Order, should be amended, the Commission, HEREBY ORDERS, *nunc pro tunc*, that:

1. Ordering paragraph 1 of the Commission's December 9, 2019 Order is corrected and replaced with the following language:

Knott District's motion for confidential treatment for its response to Letcher District's and Hindman's Request No. 15 is denied.

2. Ordering paragraph 2 of the Commission's December 9, 2019 Order is stricken and is replaced with the following language:

The designated materials in Knott District's response to Letcher District's and Hindman's Request No. 15 is not exempt from public disclosure and shall be placed in the public record or made available for public inspection.

3. Ordering paragraph 3 of the Commission's December 9, 2019 Order is stricken and is replaced with the following language:

If Knott District objects to the Commission's determination that the requested information not be granted confidential treatment, it must seek either rehearing pursuant to KRS 278.400 or judicial review of this Order to KRS 278.410. Failure to exercise either of these statutory rights will be deemed as agreement with the Commission's determination of which materials should be granted confidential treatment.

4. Ordering paragraph 4 of the Commission's December 9, 2019 Order is stricken and is replaced with the following language:

Within 20 days of the date of this Order, Knott District shall file a revised version of its response to Commission Staff's Request No. 15 for which confidential treatment was denied, reflecting as unredacted the information that has been denied confidential treatment.

5. Ordering paragraph 5 of the Commission's December 9, 2019 Order is stricken and is replaced with the following language:

The material for which Knott District's request for confidential treatment has been denied shall neither be placed in the public record nor made available for inspection for 30 days from the date of this Order in order to allow Knott District to seek a remedy afforded by law.

6. Ordering paragraph 6 of the Commission's December 9, 2019 Order is stricken.

7. All provisions of the December 9, 2019 Order that are not in conflict with the terms of this Order shall remain in effect.

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By the Commission

ENTERED  
JAN 03 2020  
KENTUCKY PUBLIC  
SERVICE COMMISSION

ATTEST:

  
Executive Director

Case No. 2019-00268

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