



Andy Beshear
Governor

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Energy and Environment Cabinet

Commonwealth of Kentucky
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Kent A. Chandler
Chairman

Amy D. Cabbage
Vice Chairman

March 15, 2022

Jud Patterson
Kirksville Water Association, Inc.
228A West Main Street
Richmond, KY 40475

RE: Kirksville Water Association, Inc.
Case No. 2022-00076 - Filing Deficiencies

The Commission Staff has reviewed the application in the above case. This filing is rejected for the reasons set forth on the attached filing requirement checklist.

These filing requirements must be satisfied to accept the application for filing. The marked items have been deemed deficient. The only requirements met were that the paper be signed by submitting party or attorney, the PDF was optimized and the text pages searchable.

Additionally, 807 KAR 5:001, Section 8(5) requires that each electronic submission must include an introductory file named Read 1st. The Read 1st filing was omitted from the March 15, 2022 filing.

You are requested to submit the information necessary to cure the deficiencies within 10 days of the date of this letter. If you need further assistance, please contact my staff at 502-564-3940.

Sincerely,

A handwritten signature in blue ink that reads "Linda C. Bridwell".

Linda C. Bridwell
Executive Director

FINANCING

Filing Requirements Checklist

(Applicable Regulation: 807 KAR 5:001, Sections 12, 17 and 18)

Case No. 2022-00076 Applicant Name Kirksville Water Association, Inc. Received Date 03/15/2022 Form Circulation Date 03/15/2022

Instructions:

- 1) Each division noted by checkmark () is to complete its review and pass on within two days of receipt.
- 2) This form is to list only the specific filing deficiencies as identified in the regulations. If additional information is needed, an information request must be issued.
- 3) Staff member should use initials and list date review is completed.
- 4) Return to Docket Section following review by all divisions by **03/18/2022**

| Reviewed by following Divisions: | Date | <u>Staff Member</u> |
|----------------------------------|-------|---------------------|
| _____ Filings | _____ | _____ |
| _____ Financial Analysis | _____ | _____ |
| _____ Engineering | _____ | _____ |
| _____ Legal | _____ | _____ |

| Division Responsible | Law/Regulation | Filing Requirement | Requirement Met | | Waiver Requested | Approve Waiver? | |
|----------------------|-----------------------|--|-----------------|----|------------------|-----------------|----|
| | | | Yes | No | | Yes | No |
| | <u>807 KAR 5:001:</u> | | | | | | |
| Filings | Section 14(1) | Full name, mailing address, and e-mail address of applicant and a reference to KRS 278.300. | | X | | | |
| Filings | Section 7(1) | The application and 10 copies. | | | | | |
| Legal | Section 4(3) | Paper signed by submitting party or attorney. | X | | | | |
| Legal | Section 4(3) | Name, address, telephone number, fax number, and e-mail address of submitting party or attorney. | | X | | | |
| | | | | | | | |

| Division Responsible | Law/Regulation | Filing Requirement | Requirement Met | | Waiver Requested | Approve Waiver? | |
|----------------------|-----------------|--|-----------------|-------------------------------|------------------|-----------------|----|
| | | | Yes | No | | Yes | No |
| Legal | Section 4(10) | Has submitting party redacted – All filings with the Kentucky Public Service Commission which contain personal information must be redacted by the filer pursuant to 807 KAR 5:001 Sec. 4 (10). Filings which are not in compliance will be <u>rejected</u> . | | | | | |
| | | - All social security numbers | | Supporting exhibits not filed | | | |
| | | - All birthdates | | Supporting exhibits not filed | | | |
| | | - All financial account numbers | | Supporting exhibits not filed | | | |
| | | - All other personal identification information | | Supporting exhibits not filed | | | |
| Legal | Section 8(4)(b) | Has submitting party optimized pdf document – (Electronic Case Filing only) | | | | | |
| | | - Making all text pages searchable or OCR'd | X | | | | |
| | | - Bookmarks added to distinguish sections of the paper | X | | | | |
| Legal | Section 14(2) | If applicant is a corporation, the applicant shall identify in the application the state in which it is incorporated and the date of its incorporation, attest that it is currently in good standing in the state in which it is incorporated, and, if it is not a Kentucky corporation, state whether it is authorized to transact business in Kentucky. | | X | | | |
| Legal | Section 14(3) | If applicant is a limited liability company, the applicant shall identify in the application the state in which it is organized and the date on which it was organized, attest that it is in good standing in the state in which it is organized, and, if it is not a Kentucky limited liability company, state whether it is authorized to transact business in Kentucky. | | n/a | | | |
| Legal | Section 14(4) | If applicant is a limited partnership, a certified copy of its limited partnership agreement and all amendments, or a written statement that its partnership agreement and all amendments have been filed with the Commission in a prior proceeding and a reference to the case number of that proceeding. | | n/a | | | |
| Legal | KRS 278.300(2) | Application made under oath, and signed on behalf of the utility by its | | X | | | |

| Division Responsible | Law/Regulation | Filing Requirement | Requirement Met | | Waiver Requested | Approve Waiver? | |
|----------------------|-----------------------|--|-----------------|----|------------------|-----------------|----|
| | | | Yes | No | | Yes | No |
| | | president, or by a vice president, auditor, comptroller or other executive officer having knowledge of the matters set forth and duly designated by the utility. | | | | | |
| | <u>807 KAR 5:001:</u> | | | X | | | |
| Financial Analysis | Section 18(1) | (a) The information required by Section 14 of this administrative regulation | | X | | | |
| | | (b) Description of applicant's property and the field of its operation | | | | | |
| | | (b) Statement of original cost of applicant's property and the cost to the applicant, if different. | | X | | | |
| Financial Analysis | | (c) If stock issuance: --Description of amount and kinds of stock to be issued. --If preferred stock, a description of the preferences. | | X | | | |
| | | If Bonds or Notes or Other Indebtedness is proposed: --Description of the amount(s). --Full description of all terms. --Interest rates(s). --Whether the debt is to be secured and if so a description of how it is to be secured. | | X | | | |
| Financial Analysis | | (d) Statement of how proceeds are to be used. Show amounts for each type of use (e.g., property, debt refunding, etc.). | | X | | | |
| Financial Analysis | | (e) If proceeds will be used to acquire, construct, improve, or extend property, provide a detailed description and all contracts. | | X | | | |
| Financial Analysis | | (f) If proceeds are to refund outstanding obligations, provide: --Statement of the nature and description of obligation | | X | | | |
| | | | | X | | | |

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|----------------------|----------------|---|-----------------|----|------------------|-----------------|----|
| | | | Yes | No | | Yes | No |
| | | --Par value | | X | | | |
| | | --Amount for which actually sold | | X | | | |
| | | --Expenses and application of proceeds | | X | | | |
| | | --Date of obligations | | X | | | |
| | | --Total amount | | X | | | |
| | | --Time held | | X | | | |
| | | --Interest rate | | X | | | |
| | | --Payee | | X | | | |
| Legal | | (g) If the applicant is a water district, a copy of the applicant's written notification to the state local debt officer regarding the proposed issuance. | | X | | | |
| Financial Analysis | Section 18(2) | (a) Financial Exhibit (see below) | | X | | | |
| Financial Analysis | | (b) Copies of all trust deeds or mortgages. If previously filed, state case number. | | X | | | |
| | | (c) If Property to be acquired: | | X | | | |
| Engineering | | --Maps and plans of property. | | X | | | |
| Financial Analysis | | --Detailed estimates by USOA account number. | | X | | | |
| Financial Analysis | Section 12(1) | (b) For a utility that had less than \$5,000,000 in gross annual revenue in the immediate past calendar year, comply with paragraph (a) of this subsection or cover operations for the twelve (12) month period contained in the utility's most recent annual report on file with the commission, and contain a statement that: 1. Material changes have not occurred since the end of that twelve (12) month period or 2. Identifies all material changes that have occurred since the end of that twelve (12) month period. | | X | | | |

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|----------------------|----------------|--|-----------------|----|------------------|-----------------|----|
| | | | Yes | No | | Yes | No |
| Financial Analysis | | (a) For a utility that had \$5,000,000 or more in gross annual revenue in the immediate past calendar year, information required by Section 12(2) shall cover operations for a twelve (12) month period, the period ending not more than ninety (90) days prior to the date the application is filed | | | | | |
| Financial Analysis | Section 12(2) | (a) Amount and types of stock authorized. | | X | | | |
| Financial Analysis | | (b) Amount and types of stock issued and outstanding. | | X | | | |
| Financial Analysis | | (c) Detail of preference terms of preferred stock. | | X | | | |
| Financial Analysis | | (d) Brief description of mortgage: | | | | | |
| | | --Date of Execution | | X | | | |
| | | --Name of Mortgagor | | X | | | |
| | | --Name of Mortgagee or Trustee | | X | | | |
| | | --Amount of Indebtedness Secured | | X | | | |
| | | --Sinking Fund Provisions | | X | | | |
| Financial Analysis | | (e) Bonds | | X | | | |
| | | --Amount Authorized | | X | | | |
| | | --Amount Issued | | X | | | |
| | | --Name of Utility Who Issued | | X | | | |
| | | --Description of Each Class Issued | | X | | | |
| | | --Date of Issue | | X | | | |
| | | --Date of Maturity | | X | | | |

| Division Responsible | Law/Regulation | Filing Requirement | Requirement Met | | Waiver Requested | Approve Waiver? | |
|----------------------|----------------|---|-----------------|----|------------------|-----------------|----|
| | | | Yes | No | | Yes | No |
| | | --How Secured | | X | | | |
| | | --Interest Paid in Last Fiscal Year | | X | | | |
| Financial Analysis | | (f) Notes Outstanding: | | | | | |
| | | --Date of Issue | | X | | | |
| | | --Amount | | X | | | |
| | | --Maturity Date | | X | | | |
| | | --Rate of Interest | | X | | | |
| | | --In Whose Favor | | X | | | |
| | | --Interest Paid in Last Fiscal Year | | X | | | |
| Financial Analysis | | (g) Other Indebtedness: | | | | | |
| | | --Description of Each Class | | X | | | |
| | | --How Secured | | X | | | |
| | | --Description of Any Assumption of Indebtedness by Outside Party (i.e., any transfer) | | X | | | |
| | | --Interest Paid in Last Fiscal Year | | X | | | |
| Financial Analysis | | (h) Rate and amount of dividends paid during the five (5) previous fiscal years and the amount of capital stock on which dividends were paid each year. | | X | | | |
| Financial Analysis | | (i) Detailed income statement and balance sheet. | | X | | | |

IF APPLICANT IS A SEWER UTILITY, THE FOLLOWING ADDITIONAL FILING REQUIREMENTS APPLY:

| | | | | | | | |
|-----------|---------------|--|--|--|--|--|--|
| | 807 KAR 5:071 | | | | | | |
| Financial | Section 3(3) | (a) Copy of amortization schedules of present and proposed | | | | | |

Division
Responsible Law/Regulation Filing Requirement

Analysis

indebtedness.

Financial
 Analysis

(b) A full and complete explanation of any corporate or business relationships between applicant and parent or brother-sister corporation, subsidiary(ies), a development corporation(s), or any other party or business to afford the PSC a full understanding of the situation.

| Requirement Met | | Waiver Requested | Approve Waiver? | |
|-----------------|----|------------------|-----------------|----|
| Yes | No | | Yes | No |
| | | | | |
| | | | | |

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