

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC TARIFF FILING OF BOONE	)	
COUNTY WATER DISTRICT TO REMOVE	)	CASE NO.
SUBDISTRICT A & B SURCHARGES FROM ITS	)	2022-00101
TARIFF	)	

ORDER

On March 30, 2022, the Commission opened an investigation into Boone County Water District's (Boone District) proposed tariff revision eliminating the surcharge assessed to Subdistrict B for debt incurred by Boone District's predecessor in interest, the Boone County Fiscal Court. On June 14, 2022, Boone District filed a motion to incorporate the records of Cases No. 2002-00085,<sup>1</sup> No. 2005-00291,<sup>2</sup> and No. 2010-00065,<sup>3</sup> which contain facts relevant to the transfer of the water utility facilities, assignment of debt, the creation of Subdistrict B, and the assessment of the surcharge.

Under 807 KAR 5:001, Section 11(5), "Upon motion of a party to a proceeding, or upon the commission's own motion, the record of a case in the commission's files or any

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<sup>1</sup> Case No. 2002-00085, *Application of the County of Boone, Kentucky to the Kentucky Public Service Commission Requesting a Certificate of Convenience and Necessity for the Construction of a Public Water Distribution System in An Unserved Area of Southern Boone County* (filed Mar. 15, 2002), Application.

<sup>2</sup> Case No. 2005-00291, *Application of The County of Boone, Kentucky for Approval of Public Convenience and Necessity for the Construction of a Public Water Distribution System in an Unserved Area of Southern and Western Boone County* (filed July 11, 2005), Application.

<sup>3</sup> Case No. 2010-00065, *The Application of Boone County Fiscal Court and Boone County Water District for Transfer of Control of Water System; To Terminate an Existing Operation and Maintenance Agreement Between the Applicants; and Approval of Agreements Between the Boone County Fiscal Court and Boone County Water District and Kentucky Infrastructure Authority and Boone County Water District as Debt Instruments* (filed Mar. 12, 2010), Application.

document on file with the commission may be made a part of the record by 'reference only.'" Boone District argued that the records from these cases are necessary to provide a full and complete account of the parties' intentions and actions.

Having considered the motion, the Commission finds that Boone District's motion is granted. Allowing incorporation of these cases will provide for a more complete review of all information involved in the transfer. Requiring refiling would be unnecessarily redundant. As there are no intervenors in this matter, no parties will be prejudiced. The Commission generally grants motions to incorporate records from other cases.<sup>4</sup> Boone District has shown good cause to incorporate the designated parts of the record from Case Nos. 2002-00085, 2005-00291, and 2010-00065 pursuant to 807 KAR 5:001, Section 11(5).

IT IS THEREFORE ORDERED that:

1. All records from Case Nos. 2002-00085, 2005-00291, and 2010-00065 are incorporated by reference into the record in this proceeding.

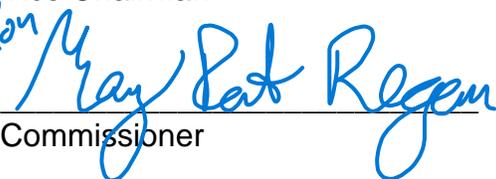
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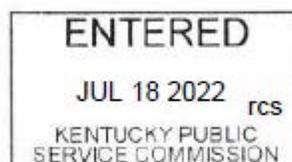
<sup>4</sup> Case No. 2006-00155, *The Application of Kentucky Utilities Company for an Order Authorizing the Issuance of Securities and the Assumption of Obligations* (Ky. PSC May 9, 2006), Order at 1; Case No. 2015-00039, *Proposed Adjustment of the Wholesale Water Service Rates of the City of Augusta* (Ky. PSC Feb. 3, 2016), Order at 19; Case No. 2017-00243, *Application of Big Rivers Electric Corporation for Approval to Issue Evidences of Indebtedness* (Ky. PSC July 11, 2017), Order at 1.

PUBLIC SERVICE COMMISSION

  
\_\_\_\_\_  
Chairman

\_\_\_\_\_  
Vice Chairman

*by KAC  
w/permission*  
  
\_\_\_\_\_  
Commissioner



ATTEST:

  
\_\_\_\_\_  
Executive Director

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