

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF DAVIESS	)	CASE NO.
COUNTY DISTRICT FOR AN ADJUSTMENT OF	)	2022-00142
RATES	)	

ORDER

On June 30, 2022, Daviess County Water District (Daviess District) submitted an application requesting to adjust its monthly water service rates pursuant to KRS 278.180 and KAR 5:001. The application proposed that the new rates become effective on August 1, 2022.

By letter dated July 1, 2022, the Commission notified Daviess District that its application had been accepted for filing as of the date of submission.

Pursuant to KRS 278.180(1), no change in utility rates is permitted except upon 30 days' notice to the Commission. Therefore, since the application was accepted for filing as of June 30, 2022, the earliest date that Daviess District's proposed rates can be effective is July 30, 2022. Having reviewed Daviess District's application, the Commission finds that an investigation will be necessary to determine the reasonableness of the proposed rates and that an investigation cannot be completed by July 30, 2022. Therefore, pursuant to KRS 278.190(2), the Commission will suspend the effective date of the proposed rates for five months, up to and including December 30, 2022.

The Commission further finds that a procedural schedule is established to review the reasonableness of the proposed rates. The procedural schedule is attached as an Appendix to this Order and is incorporated herein.

IT IS THEREFORE ORDERED that:

1. Daviess District's proposed rates are suspended for five months, up to and including December 30, 2022.
2. The procedural schedule set forth in the Appendix to this Order shall be followed.
3. Any party filing a paper with the Commission shall file an electronic copy in accordance with the electronic filing procedures set forth in 807 KAR 5:001, Section 8. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked. The Commission directs the parties to the Commission's July 22, 2021 Order in Case No. 2020-00085<sup>1</sup> regarding filings with the Commission.
4. As set forth in 807 KAR 5:001, Section 4(11)(a), a person requesting permissive intervention in a Commission proceeding is required to demonstrate either (1) a special interest in the proceeding that is not adequately represented in the case, or (2) that the person requesting permissive intervention is likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings. Therefore, any person requesting to

---

<sup>1</sup> Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID-19* (Ky. PSC July 22, 2021), Order (in which the Commission ordered that for case filings made on and after March 16, 2020, filers are NOT required to file the original physical copies of the filings required by 807 KAR 5:001, Section 8).

intervene in a Commission proceeding must state with specificity the person's special interest that is not otherwise adequately represented, or the issues and facts that the person will present that will assist the Commission in fully considering the matter. A mere recitation of the quantity of utility service consumed by the movant or a general statement regarding a potential impact of possible modification of rates will not be deemed sufficient to establish a special interest. In addition, any motion to intervene filed after the date established in the procedural schedule shall also show good cause for being untimely. If the untimely motion is granted, the movant shall accept and abide by the existing procedural schedule.

5. Daviess District shall give notice of the hearing in accordance with the provisions set forth in 807 KAR 5:001, Section 9(2). In addition, the notice of hearing shall include the following statement: "This hearing will be streamed live and may be viewed on the PSC website, [psc.ky.gov](http://psc.ky.gov)"; and "Public comments may be made at the beginning of the hearing. Those wishing to make oral public comments may do so by following the instructions listing on the PSC website, [psc.ky.gov](http://psc.ky.gov)." At the time publication is requested, Daviess District shall forward a duplicate of the notice and request to the Commission.

6. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

7. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video recording shall be made of the hearing.

8. The Commission does not look favorably upon motions for continuance. Accordingly, motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

9. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

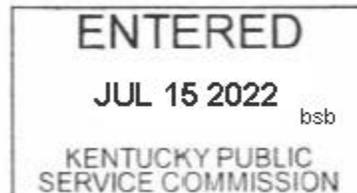
[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

PUBLIC SERVICE COMMISSION

*Hart Cole*  
Chairman

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

*by KAC  
w/permission*  
*Ray Pat Regan*  
Commissioner



ATTEST:

*Linda C. Bridwell*  
Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE  
COMMISSION IN CASE NO. 2022-00142 DATED JUL 15 2022

Last day for intervention requests to be accepted.....	08/01/2022
All initial requests for information to Daviess District shall be filed no later than .....	08/16/2022
Daviess District shall file responses to initial requests for information no later than.....	08/30/2022
All supplemental requests for information to Daviess District shall be filed no later than .....	09/13/2022
Daviess District shall file responses to supplemental requests for information no later than .....	09/27/2022
Intervenor testimony, if any, in verified prepared form shall be filed no later than.....	10/11/2022
All requests for information to Intervenors shall be filed no later than .....	10/25/2022
Intervenors shall file responses to requests for information no later than.....	11/08/2022
Daviess District shall file, in verified form, its rebuttal testimony no later than .....	11/22/2022
Public Hearing to be held in the Richard Raff Hearing Room at the offices of the Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky, for the purpose of cross-examination of witnesses of Daviess District and Intervenors.....	To be scheduled
Post-Hearing Briefs, if any .....	To be scheduled

\*Alan Vilines  
Kentucky Rural Water Association  
Post Office Box 1424  
1151 Old Porter Pike  
Bowling Green, KENTUCKY 42102-1424

\*Honorable Damon R Talley  
Attorney at Law  
STOLL KEENON OGDEN PLLC  
300 West Vine Street  
Suite 2100  
Lexington, KENTUCKY 40507-1801

\*Gerald E Wuetcher  
Attorney at Law  
STOLL KEENON OGDEN PLLC  
300 West Vine Street  
Suite 2100  
Lexington, KENTUCKY 40507-1801

\*Keith Krampe  
Daviess County Water District  
3400 Bittel Road  
Owensboro, KY 42301

\*Daviess County Water District  
3400 Bittel Road  
Owensboro, KY 42301