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June 8, 2026

Ms. Linda C. Bridwell, P.E.  
Executive Director  
Kentucky Public Service Commission  
P.O. Box 615  
Frankfort, Kentucky 40602-0615

**RECEIVED**  
**JUN 8 2026**  
PUBLIC SERVICE  
COMMISSION

**Re: Case No. 2023-00148**  
**John C. Lawrence v. Farmdale Water District**

Dear Ms. Bridwell:

Please find enclosed Farmdale Water District's Motion to Dismiss the above-referenced proceeding.

Respectfully,

/s/ Tina C. Frederick  
Tina Frederick  
*Counsel for Farmdale District*

**COMMONWEALTH OF KENTUCKY**  
**BEFORE THE PUBLIC SERVICE COMMISSION**

**In the Matter of:**

<b>JOHN C. LAWRENCE</b>	)	
	)	
<b>COMPLAINANT</b>	)	
	)	
<b>V.</b>	)	<b>CASE NO.</b>
	)	<b>2023-00148</b>
	)	
<b>FARMDALE WATER DISTRICT</b>	)	
	)	
<b>DEFENDANT</b>	)	
	)	

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**FARMDALE WATER DISTRICT’S MOTION TO DISMISS**

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By and through the undersigned counsel, Farmdale Water District (“Farmdale District” or “the District”) respectfully submits this Motion to Dismiss.

In support of its Motion Farmdale District states:

1. The Complaint, which is the subject of this proceeding was filed on April 26, 2023.
  
2. On November 12, 2024, the Commission entered an Order which found that the Complaint failed to establish a prima facie case, gave Mr. Lawrence 20 days to amend his Complaint, and issued a Request for Information to which Mr. Lawrence was required to respond by December 2, 2024.
  
3. Also on November 12, 2024, the Commission entered an Order

requiring Farmdale District to respond to a Request for Information by November 27, 2024.

4. On November 25, 2024 Farmdale District filed its Response to Commission Staff's First Request.

5. On December 2, 2024, Mr. Lawrence filed his Response to Commission Staff's First Request.

6. In response to item 1 of Commission Staff's First Request, which asked Mr. Lawrence to "State whether the alleged loose fitting that was subsequently repaired is on the Farmdale District side of the meter or the customer's side of the meter." Mr. Lawrence provided "Figure 1" which is a diagram depicting Farmdale District's water line, the customer meter, and the customer-owned service line. This diagram indicates that the leak was on the **customer side** of the meter and was due to a faulty fitting **between the meter and the customer's service line**.

7. In response to item 1 of Commission Staff's First Request, which asked Farmdale District to "Provide a statement from Farmdale District explaining whether the water leak(s) referenced in the Complaint were located on Mr. Lawrence's side of the meter or Farmdale District's side of the meter." Farmdale District stated that the fact that water usage was recorded by the meter is evidence that the leak was on the customer's side of the meter. Had the leak been on the District's side of the meter there would have been no recorded usage of the water lost.

8. 807 KAR 5:066, Section 12(1)(a) provides that the utility shall furnish and install at its own expense that portion of the service connection **from its main to** and including the **meter and meter box**.

9. 807 KAR 5:066, Section 12(2) provides that “ [t]he customer shall furnish and lay the **necessary pipe to make the connection** from the point of service to the place of consumption and shall keep the service line in good repair and in accordance with such reasonable requirements of the utility as may be incorporated in its rules and administrative regulations.”

10. Farmdale District’s tariff on file with the Commission states, “[t]he Applicant/customer must furnish and lay the necessary pipe to make the connection from the point of service to the point of usage and be financially responsible for all costs associated with the installation and maintenance of his/her service line plumbing, including a shut-off valve and one-way check valve, installed on his/her property beginning at the **outlet side of the water meter**.”<sup>1</sup>

11. Farmdale District’s tariff and the applicable regulations require the customer to bear responsibility for the service line on the outlet side of the meter and to make the connection from the meter (point of service) to the point of usage.

12. Neither the applicable regulations, nor Farmdale District’s tariff indicate that Farmdale District is responsible for any pipe or fitting past the meter

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<sup>1</sup> Farmdale Water District, *Rules and Regulations for Furnishing Water Service*, Sheet 34, Section Z, paragraph 5.

(outlet side of the meter).

13. Mr. Lawrence's Response to Staff's First Request illustrates that the leak was on the outlet side of the meter.

14. There have been no Commission Orders, Staff Requests for Information, or filings made by any party in this proceeding for **over a year and a half**.

WHEREFORE, on the basis of the foregoing, Farmdale District moves the Commission for an Order dismissing this case.

Respectfully submitted,

/s/Tina C. Frederick  
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*Counsel for Farmdale Water District*

Filed June 8, 2026

## **CERTIFICATE OF SERVICE**

In accordance with the Commission's Order of July 22, 2021 in Case No. 2020-00085 (Electronic Emergency Docket Related to the Novel Coronavirus COVID-19), this is to certify that the electronic filing has been transmitted to the Commission on June 8, 2026; and that a true and accurate copy of this filing has been sent via U. S. Mail to Mr. John Lawrence at the address provided on the Complaint.

/s/Tina C. Frederick  
Tina C. Frederick