

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF THE CITY OF	)	
LIVINGSTON AND KENTUCKY-AMERICAN	)	CASE NO.
WATER COMPANY FOR THE TRANSFER OF	)	2025-00364
CONTROL AND ASSETS	)	

COMMISSION STAFF'S SECOND REQUEST FOR INFORMATION  
TO THE CITY OF LIVINGSTON

The city of Livingston (Livingston), pursuant to 807 KAR 5:001, shall file with the Commission an electronic version of the following information. The information requested is due on January 6, 2026. The Commission directs Livingston to the Commission's July 22, 2021 Order in Case No. 2020-00085<sup>1</sup> regarding filings with the Commission. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked.

Each response shall include the question to which the response is made and shall include the name of the witness responsible for responding to the questions related to the information provided. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association or a governmental agency, be accompanied by a signed certification of the preparer or the person supervising the preparation of the response on behalf of the entity that the

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<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).

response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

Livingston shall make timely amendment to any prior response if Livingston obtains information that indicates the response was incorrect or incomplete when made or, though correct or complete when made, is now incorrect or incomplete in any material respect.

For any request to which Livingston fails or refuses to furnish all or part of the requested information, Livingston shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

Careful attention shall be given to copied and scanned material to ensure that it is legible. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of that information in responding to this request. When applicable, the requested information shall be separately provided for total company operations and jurisdictional operations. When filing a paper containing personal information, Livingston shall, in accordance with 807 KAR 5:001, Section 4(10), encrypt or redact the paper so that personal information cannot be read.

1. Refer to the Application, generally.

- a. Confirm that Livingston considered other bids, outside of Kentucky-American Water Company (Kentucky-American), for the acquisition of its water system. If not confirmed, explain the response.

- b. Explain how Kentucky-American's bid was chosen as a result of the competitive bidding process.

2. Refer to Livingston's response to Commission Staff's First Request for Information (Staff's First Request) Item 1. Consider this an on-going request to supplement a copy of Livingston's updated Corrective Action Plan when finalized and submitted to the Kentucky Division of Water.

3. Confirm whether Livingston has hired or contracted an operator certified through the Energy and Environment Cabinet's Drinking Water and Wastewater Certification Program (Certified Operator). If confirmed, also confirm that the Certified Operator is contracted to serve Livingston until the finalization of the proposed sale to Kentucky-American. If the response is not confirmed, explain how Livingston is currently addressing this failure to comply with 401 KAR 8:030(1)(2)a.

4. Refer to Livingston's response to Staff's First Request, Item 5. Provide an explanation of the cause for the increased water loss from January 2025 through August 2025. If there are multiple reasons, provide each reason with a corresponding date.

5. Provide water loss reports for the months of September 2025 through November 2025, by month.

6. Refer to Livingston's response to Staff's First Request, Item 6. Provide the number of known deposits recorded and the amount of all known deposits.

7. Refer to Livingston's response to Staff's First Request, Item 7. Consider this an on-going request to supplement any updated amounts for Livingston's outstanding debts.

8. Refer to Livingston's response to Staff's First Request, Item 11. Consider this an on-going request to supplement with an explanation of how Livingston voted to

handle outstanding bills upon the closure of the sale of Livingston's water system to Kentucky-American.

9. Refer to Livingston's response to Staff's First Request, Item 9 which states "dissolution of the company occurs" post-transaction.

a. Confirm if "dissolution of the company" refers to the Livingston Municipal Water Works entity entirely. If not confirmed, explain what the statement is referencing.

b. Explain if the entity is dissolved and all employees are terminated, who will physically operate, maintain, and manage the billing for the Livingston Wastewater Treatment Plant and collection system, which are duties and business activities being retained by Livingston.



Linda C. Bridwell, PE  
Executive Director  
Public Service Commission  
P.O. Box 615  
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DATED **DEC 17 2025**

cc: Parties of Record

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