

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC ALLEGED FAILURE OF MILBURN	)	CASE NO.
WATER DISTRICT TO COMPLY WITH	)	2026-00007
COMMISSION ORDERS	)	

ORDER

On January 20, 2026, the Commission opened an investigation related to Milburn Water District's (Milburn District) failure to file either an application for a general rate adjustment, alternative rate adjustment pursuant to 807 KAR 5:076, or file a detailed explanation of why neither rate adjustment is necessary on or before September 1, 2025, as required in Case No. 2021-00341.<sup>1</sup>

In its January 20, 2026 Order, the Commission ordered the following: (1) Milburn District, each of its commissioners, and the general manager, in their official and individual capacities as officers of Milburn District's Board of Commissioners, shall submit individual written responses to the allegations contained in the Order within 30 days of the date of service of the Order, including but not limited to any, and all written testimony or documentation that would dispute the allegations; (2) counsel for the parties shall enter an appearance or appearances within 20 days of the date of entry of the Order; and (3) 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

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<sup>1</sup> Case No. 2021-00341, *An Electronic Investigation into Milburn Water District to Determine the Feasibility of Merger With A Proximate Utility Pursuant to KRS 74.361 or Abandonment Pursuant to KRS 278.020(6), KRS 278.021* (Ky. PSC Mar. 6, 2025), Order at 5, ordering paragraph 3.

by a signed certification of the preparer or the person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.<sup>2</sup>

On February 3, 2026, Milburn Water District filed a rate study report.<sup>3</sup> On March 26, 2026, an Informal Conference was held with Commission Staff to discuss the opening Order requirements included in the ordering paragraphs.<sup>4</sup>

Milburn District, its individual commissioners, Ben Bevins and Ernie Scarrett, and its manager, Eric Young, have yet to file any of the above requirements of the Commission's January 20, 2026 Order. Therefore, the Commission finds that Milburn District, its individual commissioners, and general manager should, within 30 days of the date of this Order, be required to show cause as to why they should not be subject to penalties pursuant to KRS 278.990 for failure to comply with the January 20, 2026 Order. In the alternative, Milburn District, its individual commissioners, and its manager may, within 30 days of the date of this Order, file the required responses and counsel file an entry of appearance as ordered in the Commission's January 20, 2026 Order.

IT IS THEREFORE ORDERED that:

1. Milburn District, its individual commissioners, Ben Bevins and Ernie Scarrett, and its manager, Eric Young, shall, within 30 days of the service date of this Order, each file:

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<sup>2</sup> Order (Ky. PSC Jan. 20, 2026) at 3-4.

<sup>3</sup> Rate Study Report (filed Feb.3, 2026).

<sup>4</sup> PSC Notice of Filing of Informal Conference Memorandum and Attendance List (filed Apr. 2, 2026).

a. A written response to show cause as to why they should not be subject to penalties pursuant to KRS 278.990 for failure comply with the Commission's January 20, 2026 Order; or

b. In the alternative, the required responses ordered in the Commission's January 20, 2026 Order.


2. Counsel for the parties shall enter an appearance or appearances within 30 days of the service date of this Order.

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Entered on this 20th day of May, 2026.

PUBLIC SERVICE COMMISSION

  
\_\_\_\_\_  
Angie Hatton  
Chair

  
\_\_\_\_\_  
Mary Pat Regan  
Commissioner

  
\_\_\_\_\_  
Andrew W. Wood  
Commissioner

ATTEST:

  
\_\_\_\_\_  
Linda C. Bridwell, PE  
Executive Director



## Service List for 2026-00007

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- \* Holly M. Homra  
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- \* Michael W Hogancamp  
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- \* Greg H Terry  
Carlisle County Judge/Executive  
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- \* Milburn Water District  
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Arlington, KY 42021
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Arlington, KY 42021

\* Denotes served by Email