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Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of November 21, 2026

2009-00209 RECEIVED: 06/10/09 FILED: 06/10/09 FINAL: 08/20/09 REOPENED: SUSPENSION DATE:

CASE CODE
Other

UTILITIES:
Mountain Water District

HEARINGS:
07/09/09 Formal Hearing
07/02/09 Formal Hearing

INDEX OF EVENTS:

10/26/09 Carolyn Belcher Letter Regarding Qualifications

08/20/09 Final Order Entered:
(1) Toni Akers and Michael Litafik are removed from their offices as commissioners of Mountain District effective immediately.
(2) A copy of this Order shall be served upon the Pike County Judge/Executive.

07/28/09 Order Entered: Record of this proceeding shall remain open until July 20, 09 to permit Ms Akers and Mr. Litafik to make any appropriate motions and to submit any documentary testimonial evidence memoranda brief position statement or other documentation support of their positions in this matter, Unless ordered the record of this proceeding shall close on July 20, 09 and this matter shall stand submitted for decision

07/21/09 Michael Litafik's letter regarding eligibility

07/21/09 Response letter to Wayne Rutherford

07/20/09 Toni Akers' Letter following up the hearing dated 7/9/09

07/14/09 Transcript of Evidence

07/13/09 Wayne Rutherford's Response to Letter of Inquiry

07/09/09 Pike County Judge Rutherford's Letter Re: Mountain Water District Residency Issue

06/30/09 MWD's Service Contracts with Akers and Litafik

06/29/09 Order Entered:
(1) Respondents' requests to reschedule the hearing in this matter is granted.
(2) The hearing in this matter shall now begin at 10:00 a.m. EDT on July 9, 2009 at the Commission's offices.
(3) All other provisions of the Commission's Order of June 10, 2009 that are not in conflict with this Order shall remain in effect.

06/29/09 Toni Aker's Response to PSC Order

06/29/09 Mike Litafik's Response to PSC Order

06/25/09 KSP Verification of Service

06/24/09 Order Entered:
(1) No later than June 30, 2009, Mountain Water District shall file with the Commission:
a. A copy of the Pike County/Judge Executive's Order of January 20, 1987
b. A listing of all street addresses to which Mountain District provides water or sewer service under contract with:
1. tony Akers
2. Michael Litafik
c. A copy of all current contracts for water or sewer service with:
1. Toni Akers
2. Michael Litafik
(2) Mountain District shall cause to be present at the July 2, 2009 hearing in this matter an employee, official or representative, other than Toni Akers or Michael Litafik, who is qualified to testify on the subject of the water district's territorial boundaries and its contracts for water or sewer service with Ms. Akers or Mr. Litafik.

06/22/09 Order Entered:
(1) Each Respondent shall separately file with the Commission no later than June 29, 2009, a written explanation as to why the "4th of July holiday" prevents his or her attendance at the scheduled hearing on July 2, 2009.
(2) Each Respondent shall separately set forth in writing and file with the Commission no later than

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	June 29, 2009 a list of the business days between July 6 and July 31, 2009 on which he or she is unavailable to attend a hearing in Frankfort, Kentucky, the reasons for his or her unavailability on each listed day and the reasons why the conflicting event cannot be rescheduled.
06/18/09	Mike Litafik's Request to Postpone Public Hearing
06/18/09	Toni Aker's Request to Postpone Public Hearing
06/10/09	Order Entered: (1) Pursuant to KRS 74.455, this proceeding is initiated to determine whether Respondents presently reside within Mountain Water District's territory and whether they are disqualified from continued service as members of Mountain Water District's Board of Commissioners and must be removed from the Board. (2) Within 10 days of service of this Order, each Respondent shall file with the Commission a written response to this Order and shall specifically admit or deny the allegation that he resides outside Mountain Water District's territory. In this response, each shall further state whether he waives his right to a public hearing. (3) Unless he waives his right to a public hearing in this matter, each Respondent shall appear at the Commission's offices at 211 Sower Boulevard on July 2, 2009 at 11:00 a.m. for a public hearing. (4) Pursuant to KRS 278.080, Richard Raff is designated as hearing examiner to conduct the scheduled hearing in this matter. (5) A copy of this Order shall be served upon the County Judge/Executive of Pike County.

Total Number of Cases: 1