DOC11R

Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of October 31, 2026

2012-00520

RECEIVED: 12/28/12 FILED: 12/28/12 FINAL: 10/25/13 REOPENED:
SUSPENSION DATE: 07/26/13

CASE CODE
General Rates

UTILITIES:
Kentucky-American Water Company

INTERVENORS: Barberie-LFUCG/Graham-

HEARINGS:

06/04/13	Formal Hearing
05/28/13	Public Meeting
05/22/13	Informal Conference
03/12/13	Teleconference

INDEX OF EVENTS:

05/23/23	POST CASE: Kentucky-American Water Company Kentucky American Water KAW Response Regarding Open Records
08/04/14	Order Entered: ORDER REGARDING REQUEST FOR CONFIDENTIAL TREATMENT
04/17/14	Order Entered: (1) Movant's motion for confidential protection is hereby granted. (2)The materials for which Movant seeks confidential treatment shall not be placed in the public record or made available for public inspection in perpetuity. (3)Use of the materials in question in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9). (4) Movant shall inform the Commission if the materials in question become publicly available or no longer qualify for confidential treatment. (5) If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order, the Movant shall have 20 days from receipt of written notice of the request to demonstrate that the materials still fall within the exclusions from disclosure requirements established in KRS 61.878. If Movant is unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise the Commission shall deny the request for inspection. (6) The Commission shall not make the requested materials available for inspection for 20 days following an Order finding that the materials no longer qualify for confidential treatment in order to allow Movant to seek a remedy afforded by law.
01/07/14	Monica H. Braun Ordering Paragraph 5 Report
12/06/13	Order Entered: 1. The second full paragraph on page 31 of the Order of October 25, 2013, is amended to read: Allowance for Funds Used During Construction ("AFUDC"). In its application, Kentucky-American proposes to increase forecasted operating revenues by $491,629121 to include an allowance for AFUDC. In calculating this forecast, Kentucky-American uses the weighted cost of capital of 8.2 percent.122 To reflect the effect of slippage on CWIP and the reduction of its requested weighted cost of capital to 8.12 percent,123 Kentucky-American in its base period update decreased AFUDC by $50,888 to arrive at its revised level of $440,741.124 Using the 13-month average CWIP available for AFUDC of $5,862,774125 and the overall rate of return of 7.59 percent, the Commission calculates a forecasted level of AFUDC of $446,157. This action, coupled with Kentucky-American's revisions, results in a decrease to Kentucky-American's originally forecasted operating revenues of $46,644.126 2. Footnote 126 of the Order of October 25, 2013, is amended to read: $5,862,774 (13-Month Average CWIP Available for AFUDC) x 7.59% (Commission Weighted Cost of Capital) = $444,985. 3. The second full paragraph on page 41 of the Order of October 25, 2013, is amended to read: Summary. As shown in Table IV, the Commission finds that Kentucky-American's forecasted net operating income at present rates is $24,962,154.
10/25/13	Final Order Entered: (1) Kentucky-American's proposed rates, except for those directly related to non-recurring services, are denied. (2) The rates set forth in the Appendix are approved for service rendered on and after July 26, 2013. (3) Within 60 days of this Order, Kentucky-American shall refund to its customers with interest all amounts collected for service rendered from July 26, 2013, through date of this Order that are in excess of rates that are set forth in this Order. (4) Kentucky-American shall pay interest on refunded amounts at the average of the Three-Month Commercial Paper Rate date of this Order. (5) Within 75 days of this Order, Kentucky-American shall submit written report in

	which it describes its efforts to refund all monies collected in excess of the rates that are set forth in this Order. (6) Within 20 days, Kentucky-American shall file its revised tariff sheets containing rates approved herein and signed by an officer of the utility authorized to issue tariffs. (7) Any documents filed with the Commission pursuant to Ordering Paragraph 5 shall reference this case number and shall be retained in the utility's general correspondence file. (8) . At least 90 days prior to the execution of any agreement to acquire a water system that is not subject to Commission jurisdiction, Kentucky-American shall advise the Commission in writing of the pending transaction, to include the name and location of the water system and a brief description of the transaction.
09/16/13	Comments of Jeannie Connell
09/12/13	Basim Shamiyeh Public Comments
08/12/13	David Edward Spenard Notice of Withdrawal of Counsel
08/01/13	Order Entered: Kentucky-American shall maintain its records in such manner as will allow it, the Commission, or any customer to determine the amounts to be refunded and to whom in the event a refund is ordered upon final resolution of this matter.
07/26/13	Monica H. Braun KAWCs Notice of Intention to Implement Rates
07/08/13	Dennis Howard, II Transmittal Letter/Read First
07/08/13	Bates and Skidmore CACs Post-Hearing Brief and Cover Letter
07/08/13	Kentucky-American Water Company KAWs Post Hearing Brief
07/08/13	Dennis Howard, II Attorney Generals Brief
07/08/13	Lexington-Fayette Urban County Government Lexington-Fayette Urban County Governments Brief
06/20/13	Kentucky-American Water Company KAWs Responses to Hearing Data Requests
06/19/13	Kentucky-American Water Company KAWs Responses to Staffs Post-Hearing Written Questions to Vander Weide and Myers
06/19/13	David Edward Spenard Dr. J. Randall Woolridges responses to written questions of Commission Staff
06/17/13	Letter Withdrawing Request to File Copy of Exchange of Electronic Mail Messages into the Record
06/14/13	Notice of Filing Hearing Documents
06/12/13	Commission Staff's Written Questions to Dr. James H. Vander Weide and Mr. Carl Meyers
06/12/13	Commission Staff's Written Questions to Dr. J. Randall Woolridge
06/11/13	Millie Mansfield Public Comments
06/11/13	Stanley Houston Public Comments
06/11/13	LFUCG Copy of Resolution 295-2013
06/07/13	Response Letters and/or E-mails to Alice Brody, Jeanne Connell, Clyde Carpenter, and Janell Rebsch
06/06/13	Response Letters to Shirley Hendrix, Kathryn McKinley and Hewey Stamper
06/05/13	Response E-mails to Jared Bryan and Jacob Slaughter
06/04/13	Response E-mails to Robert C. Dickson and Chris Rebsch
06/04/13	Shirley P Hendrix Public Comments
06/03/13	Order Entered: (1) The hearing scheduled in this matter for June 4, 2013 shall begin at 9:00 a.m. EDT. (2) Any preliminary motions in this matter will be heard at the start of the hearing. (3) The parties shall not be permitted to make opening or closing statements. (4) The parties shall present their witnesses in the following order: a. Kentucky-American; b. Attorney General; c. LFUCG; and d. CAC. (5) Cross-examination of witnesses will be conducted in the following order: a. KAWC; b. AG; c. LFUCG; d. CAC; and e. Commission Staff. (6) A witness's direct testimony shall be limited to authentications of his or her previously filed written testimony and the correction or revision of that testimony. No summary of written testimony shall be permitted. (7) A witness who has filed written direct and rebuttal testimony shall authenticate both testimonies when first called to testify and may be subject to cross-examination on both testimonies at the same session. (8) No surrebuttal testimony shall be permitted. (9) Subject to notice to Commission prior to or at the start of scheduled hearing, KAWC shall call its witnesses in the following order: a. David Baker; b. Cheryl Norton; c. Keith Cartier; d. Paul Herbert; e. Scott Rungren; f. Carl Myers; g. Melissa Schwarzell; h. Linda Bridwell; and Gary VerDouw. (10.) Subject to notice to the Commission prior to or at the start of the scheduled hearing, AG shall call his witnesses in following order: a. Stephen Rackers; and b. Brian Kalcic.
06/03/13	Response E-mails to Dennis Martin, John Molla Jr, and Jennifer Spry
06/03/13	Summary of Comments from May 28, 2013 Public Meeting
06/03/13	Hewey Stamper Public Comments
06/03/13	Kathryn McKinley Public Comments
05/31/13	Response E-mails to Eric Elliott, Sara Gibson-West, and Laura Schoedinger
05/31/13	Jeanne Connell Public Comments
05/31/13	Monica H. Braun Affidavits and Legal Publications for Notice of the June 4, 2013 Hearing

DOC11R

Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of October 31, 2026

05/30/13	Response E-mails to Margaret Florence, Darren Hawkins, Josephine Hayden, and Melodie Zentall
05/30/13	Response E-mails to Barbara Stamper and Thomas Zentall
05/30/13	Alice Brody Public Comments
05/29/13	Response E-mails to Rod Brotherton, Tarra Crane Lowe, Lynne Gates, Jerry Grooms, Stanley & Judith Johnson, Michael Richardson, and Tabitha S.
05/28/13	Memorandum dated 5/28/2013 for Informal Conference of 5/22/2013; Comments, if any, due within five days of receipt
05/28/13	Order Entered: (1) The evidentiary hearing in this matter shall begin at 9:00 a.m. EDT, on June 4, 2013. (2) All other provisions of the Commission's Order of April l4, 2013 shall remain in full force and effect.
05/28/13	Memorandum dated 5/28/2013 for Informal Conference of 3/12/2013; Comments, if any, due within five days of receipt
05/24/13	Monica H. Braun Proof of publishing notice of May 28, 2013 Public Meeting
05/15/13	Kentucky-American Water Company Base Period Update
05/15/13	Kentucky-American Water Company KAW Rebuttal Testimony
05/15/13	Kentucky-American Water Company KAW Supplemental Data Responses to AG 1-29, AG 1-31, LF 1-9, LF 1-10, LF 1-27, LF 2-2, Staff 1-31 and Staff 2-109
05/14/13	Response E-mail to Mr./Ms. Wilkirson
05/06/13	David Edward Spenard Attorney Generals corrections for prior filings
05/03/13	David Edward Spenard Attorney Generals non-redacted material pleading
05/01/13	Lexington-Fayette Urban County Government Lexington-Fayette Urban County Governments Response to Commission Staffs First Request for Information
05/01/13	David Edward Spenard Attachments for response to Commission Staffs First Request for information to the Attorney General
05/01/13	David Edward Spenard Response to Commission Staffs First Request for Information to the Attorney General
04/30/13	Lexington-Fayette Urban County Government Lexington-Fayette Urban County Governments Responses to Kentucky-American Water Companys Data Requests for Information
04/30/13	Bates and Skidmore CACs response to Kentucky American Water Companys data requests and Verification
04/26/13	Response Letter to Paul Risner
04/17/13	Commission Staff's First Request for Information to the Attorney General
04/17/13	Commission Staff's First Request for Information to Lexington-Fayette Urban County Government
04/17/13	Monica H. Braun KAWs Data Requests to LFUCG and CAC
04/15/13	David Edward Spenard Attorney Generals notice of withdrawal
04/10/13	Public Comments Letter from Paul E. Risner
04/04/13	Order Entered: (1) A public meeting for the purpose of providing general information about this proceeding and Kentucky-American Water Company's proposed rate adjustment and for taking public comment on Kentucky-American's proposed rate adjustment shall be held on May 28, 2013, beginning at 5:30 p.m., Eastern Daylight Time, at Bryan Station High School, 201 Eastin Road, Lexington, Kentucky. (2) An evidentiary hearing for the purpose of cross-examination of witnesses of Kentucky-American and the intervening parties shall be held at the Commission's offices in Frankfort, Kentucky, beginning at 1O:OO a.m., Eastern Daylight Time, on June 4, 2013. (3) For each event, Kentucky-American shall publish notice of the event in a newspaper of general circulation in each area that will be affected by the proposed rate adjustment not less than 7 nor more than 21 days prior to each event giving the purpose, time, place, and date of each event. (4) No later than the date of the event, Kentucky-American shall file with the Commission an affidavit from the publisher verifying that notice of the event was published, including the dates of the publication with an attached copy of the published notice.
04/03/13	David Edward Spenard pre-filed direct testimony of J. Randall Woolridge
04/03/13	David Edward Spenard pre-filed direct testimony of Brian Kalcic
04/03/13	David Edward Spenard Read1st and pre-filed direct testimony of Stephen M. Rackers
04/02/13	Lexington-Fayette Urban County Government Direct Testimony of William OMara
04/02/13	Bates and Skidmore Direct Testimony of Jack E. Burch
03/29/13	Monica H. Braun Motion to Deviate
03/29/13	Monica. H. Braun Kentucky American Waters Supplemental Response to AG 1-168(c).
03/29/13	Monica H. Braun Petition for Confidential Treatment
03/22/13	Kentucky-American Water Company Notice of Adoption

DOC11R

Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of October 31, 2026

03/20/13	Kentucky-American Water Company KAW Responses to Commission Staff Third Request for Information
03/20/13	Kentucky-American Water Company KAW Responses to LFUCG Second Information Request
03/20/13	Monica H. Braun Petition for Confidential Treatment
03/20/13	Kentucky-American Water Company KAW Responses to AG Second Request for Information
03/12/13	Commission Staff's Notice of Telephone Conference Call
03/12/13	Kentucky-American Water Company Motion for Relief and/or Clarification
03/09/13	Kentucky-American Water Company Letter Requesting Telephonic Informal Conference
03/06/13	Commission Staff's Third Request for Information to Kentucky-American Water Company
03/06/13	Order Entered: (1) Any party that objects to the incorporation by reference of the record of Case No. 2012-00096 into the record of this case shall file written notice of its objection with the Commission within 20 days of the date of this Order and shall state in such notice the reasons for its objections.
03/06/13	Response letters to Stanley Houston and Julia Martin
03/06/13	Heather Napier KY Attorney Generals Second Request for Information to Kentucky-American Water Company
03/05/13	Lexington-Fayette Urban County Government Supplemental Requests for Information
02/21/13	Order Entered: (1) Kentucky-American's Motion to Deviate from Certain Filing Requirements is granted. (2) Kentucky-American's Responses to Commission Staff's Second Request for Information and the Attorney General's First Request for Information are accepted for filing. (3) Kentucky-American is relived of any requirement to submit a paper copy of its response to Items No. 67(a)-(b) and No. 68(a)-(c) of Commission Staff's Second Request for Information and may submit its response in electronic format only on a suitable electronic storage medium.
02/20/13	Notice of Withdrawal of Request for Information
02/20/13	Monica H. Braun Petition for Confidential Treatment
02/20/13	Monica H. Braun Motion to Deviate
02/20/13	Kentucky-American Water Company KAWs Responses to LFUCGs First Request for Information
02/20/13	Kentucky-American Water Company KAWs Responses to CACs First Information Request
02/20/13	PSC Employee: Reneec.smith Kentucky-American Water Company Response to AG
02/20/13	PSC Employee: Reneec.smith Kentucky-American Water Company Response to PSC 2nd Data Request
02/06/13	Commission Staff's Second Request for Information to Kentucky-American Water Company
02/06/13	Heather Napier 2012-00520 KY OAG Request for information to KAW
02/05/13	Public Comments from Stanley Houston
02/05/13	Bates and Skidmore First Request for Information to KAWC and cover letter
02/05/13	Lexington-Fayette Urban County Government Lexington-Fayette Urban County Governments First Requests for Information
01/29/13	Response letters to Stanley Houston, W.R. Miller, Vincent A. Mongiardo, II, Rayford Sullivan, Mr. & Mrs. James Wyrick, and Yokel
01/29/13	Public Comments from Julia Martin
01/28/13	Public Comments from W.R. Miller and Rayford Sullivan
01/28/13	Monica H. Braun Kentucky-American Water Companys Correction to Dr. Vander Weides Direct Testimony
01/24/13	Kentucky-American Water Company Certification of Customer Notice
01/23/13	Monica H. Braun Kentucky-American Water Companys Responses to Commission Staffs First Request for Information
01/23/13	Response E-mail to Marty Solomon
01/23/13	Bates and Skidmore Statement of Waiver and Cover Letter
01/23/13	Public Comments from Stanley Houston
01/23/13	Monica H. Braun Petition for Confidential Treatment
01/22/13	1.The proposed rates set forth in Kentucky-American’s application are suspended up to and including July 26, 2013. 2. The procedural schedule set forth in the Appendix to this Order shall be followed. 3. All documents filed with the Commission shall comply with the provisions of the Commission’s Order of December 17, 2012. 4. a. Responses to requests for information shall be appropriately indexed and shall include the name of the witness responsible for responding. b. Each response shall be under oath, be accompanied by a signed certification of the preparer that the response is true and accurate to the best of that person's knowledge

	c. A party shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made. d. Any request to which a party fails to furnish the requested information, that party shall provide a written explanation. e. The party responding to a request for information shall serve an original, an electronic copy, and a paper copy on the Commission. 5. When Kentucky-American is required in this proceeding to provide notice of an event or filing pursuant to statute or administrative regulation, it shall, when requesting publication, forward a duplicate of the notice and request to the Commission. 6. At any hearing in this matter, neither opening statements nor summarization of written testimony shall be permitted. 7. Motions for extensions of time shall be made in writing.
01/22/13	Order Entered: 1. The motion of CAC to intervene is granted. 2. CAC shall be entitled to the full rights of a party and, pursuant to the provisions of the Commission's Order of December 17, 2012, shall be served with electronic notice of the issuance of all Commission Orders issued after the date of this Order and of all documents filed by any party to this proceeding. 3. Within seven days of the date of this Order, CAC shall file with the Commission a written statement that it waives any right to service of Commission orders by United States mail and that it or its authorized agent possesses the facilities to receive electronic transmissions.
01/15/13	No deficiency letter
01/14/13	David Edward Spenard AGs written statement regarding electronic filing
01/11/13	Order Entered: (1) The Attorney General's motion is granted. (2) The Attorney General shall be entitled to the full rights of a party and shall be served with the Commission's after the date of this Order in the manner prescribed by the Commission's Order of December 17, 2012. (3) The Attorney General shall comply with all provisions of the Commission's Order of December 17, 2012 related to the service and electronic filing of documents.
01/09/13	Commission Staff's First Request for Information to Kentucky-American Water Company
01/08/13	Response E-mails to Clifford Hensley and Chris Hernandez
01/07/13	AG Motion to Intervene
01/03/13	Public Comments from Robert Yokel, Mr. & Mrs. James Wyrick, and Vincent A. Mongiardo, II
01/02/13	Bates and Skidmore Motion to intervene
12/28/12	Order Entered: (1) The motion of LFUG to intervene is granted. (2) LFUCG shall be entitled to the full rights of a party and, pursuant to the provisions of the Commission's Order of December 17, 2012, shall be served with electronic notice of the issuance of all Commission Orders issued after the date of this Order and of all documents filed by any party to this proceeding. (3) LFUCG shall comply with all provisions of the Commission's Order of December 17, 2012 related to the electronic filing of documents.
12/28/12	Kentucky-American Water Company Application and Supporting Materials
12/26/12	Kentucky-American Water Company Statement of Waiver
12/17/12	Order Entered: (1) Kentucky-American's request for a deviation from 807 KAR 5:001 to permit the use of electronic filing procedures in this proceeding is granted upon the condition that Kentucky-American files with the Commission within 10 days of the date of this Order a written waiver of all rights to service of Commission orders by United States mail. (2) When a conflict exists between procedures set forth in 807 KAR 5:001and those established in this Order, the parties shall comply with this Order. (3) All pleadings, documents, and exhibits shall be filed with the Commission by uploading an electronic version of the document using the Commission's E-Filing System at https://psc.ky.gov/Security/account/login.aspx.The filing party shall also file one original and one paper copy with the Commission. (4) Each file in an electronic submission shall be: a. In portable document format excepts as provided in paragraph 4(f) of this Order; b. Search-capable; c. Optimized for viewing on the Internet; d. Bookmarked to distinguish sections of the pleading or document; e. Scanned at a resolution of no less than 300 dots per inch if a scanned document; f. If a spreadsheet, in Microsoft Excel format, self -contained, and without any linked references to or macro commands involving external files; g. if an audio file, in MP3 format; and h. If a video file, in MPEG-4 format. (5) All electronic submission shall include an introductory file in pdf that is named "Read 1st".
12/13/12	Motion to intervene of Lexington Fayette Urban County Government
11/29/12	Acknowledge Receipt of Filing
11/29/12	Kentucky-American Water Company Notice of Intent to File Application for Rate Case Using Forecasted Test Year and Request to File Electronically

Total Number of Cases: 1