DOC11R

Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of November 08, 2026

2017-00079 RECEIVED: 03/06/17 FILED: 03/06/17 FINAL: 06/29/18 REOPENED: SUSPENSION DATE:

CASE NATURE: Alleged Failure to Comply

CASE CODE
Investigation - Service

UTILITIES:
Flemingsburg Utilities System

HEARINGS:

06/13/17	Formal Hearing
05/30/17	Informal Conference

INDEX OF EVENTS:

06/26/18	City of Flemingsburg Utilities Certification of Training pursuant to Order
05/15/18	Receipt of Payment
05/15/18	City of Flemingsburg Penalty Payment
05/03/18	Final Order Entered: 1. Flemingsburg is assessed a penalty in the amount of $60,000 for violation of 49 C.F.R. §§192.605(a), 192.751(a), 199.105(b), 199.225(a). 2. Flemingsburg shall pay $30,000 of the assessed civil penalty within 30 days of date of this Order by cashier's check or money order payable to the Kentucky State Treasurer, and mailed or delivered to the Office of the General Counsel, Kentucky Public Service Commission, 211 Sower Boulevard, Post Office Box 615, Frankfort, Kentucky 40602. The remaining $30,000 of the civil penalty shall be suspended on the condition that Flemingsburg complies with the ordering paragraphs 3, 4, and 5 of this Order within the timeframe allowed. 3. Within three months of the date of this Order, Flemingsburg shall provide, through a qualified third party, additional mandatory training to all employees who work on or near natural gas facilities on the requirement to remove each potential ignition source from any area where gas is being vented into the open air. 4. Within three months of the date of this Order, Flemingsburg shall provide, through a qualified third party, additional mandatory training to all supervisors of employees who work on or near natural gas facilities regarding the proper procedure for post-incident drug and alcohol testing. 5. Within 30 days of completion of the training ordered in ordering paragraphs 3 and 4 of this Order, Flemingsburg shall certify to the Commission in writing that it has completed such training.
04/30/18	City of Flemingsburg Utility System Notice of Filing
08/28/17	City of Flemingsburg Utilities Supplemental Response
07/07/17	City of Flemingsburg Utilities Response to Post Hearing Data Requests
06/20/17	Commission Staff's Post-Hearing Request for Information to City of Flemingsburg and Flemingsburg Utility System
06/15/17	Notice of Filing Hearing Documents
06/01/17	City of Flemingsburg Utilities Response to Request for Information
05/25/17	Commission Staff's First Request for Information to City of Flemingsburg and Flemingsburg Utility System
05/25/17	Order Entered: 1. The Informal Conference scheduled for May 30, 2017, is cancelled. 2. Flemingsburg's motion to limit the scope of the hearing is denied. 3. Flemingsburg's motion to excuse all the employees involved with the January 28, 2016 incident other than Joe Edward Dunaway, Jr. is denied. 4. All provisions of our March 6, 2017 Order regarding the June 13, 2017 hearing remain in full force and effect.
05/24/17	Order Entered: 1. Flemingsburg's Motion for an Enlargement of Time is granted, and the Response is accepted for filing as of April 24, 2017. 2. Flemingsburg's Request for an Informal Conference is granted, and an informal conference with Commission Staff is scheduled for May 30, 2017, at 1:00 p.m. Eastern Daylight Time, at the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky. Commission Staff will contact counsel for Flemingsburg and provide instructions for participation by telephone.
04/24/17	City of Flemingsburg Utility System response to Order and motion for enlargement of time request for an informal conference
03/06/17	Order Entered: 1. The city of Flemingsburg and the Flemingsburg Utility System shall submit to the Commission, within 20 days of the date of this Order, a written response to the allegations contained in the Report. 2. The city of Flemingsburg and the Flemingsburg Utility System shall submit

DOC11R

Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of November 08, 2026

to the Commission, within 20 days of the date of this Order, a written report that identifies the employees on site at the time of the January 28, 2016 incident and shall identify the employee that was injured. 3. The city of Flemingsburg and the Flemingsburg Utility System shall submit to the Commission, within 20 days of the date of this Order, its manual of written procedures for conducting operation and maintenance activities and for emergency response in effect at the time of the January 28, 2016 incident. 4. The city of Flemingsburg and the Flemingsburg Utility System shall submit, within 20 days of the date of this Order, any revisions or amendments made to its manual of written procedures for conducting operations and maintenance activities and for emergency response as a result of the January 28, 2016 incident or the Report within 20 days of the date of this Order. 5. The city of Flemingsburg and the Flemingsburg Utility System shall appear on June 13, 2017, at 9:00 a.m. Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard in Frankfort, Kentucky, for the purpose of presenting evidence concerning the alleged violations

---

Total Number of Cases: 1