

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

RICHARD BUDGE AND MARGAUX FARM)	
)	
COMPLAINANT)	
)	CASE NO.
V.)	2025-00035
)	
KENTUCKY-AMERICAN WATER COMPANY)	
)	
DEFENDANT)	

ORDER

On February 7, 2025, Richard Budge and Margaux Farm (Complainants) tendered a formal complaint with the Commission against Kentucky-American Water Company (Kentucky-American) alleging that they were overbilled \$4,000. Pursuant to Commission regulations in 807 KAR 5:001, Section 20(4)(a), upon receipt of a formal complaint, the Commission must determine whether the complaint establishes a prima facie case. A complaint establishes a prima facie case when, on its face, it states sufficient allegations that, if uncontradicted by other evidence, would entitle the complainant to the requested relief. If a complaint fails to establish a prima facie case or conform to the administrative regulation, 807 KAR 5:001, Section 20(4)(a)(1) provides that the complainant be notified and provided an opportunity to amend the complaint within a specified time. Additionally, 807 KAR 5:001, Section 20(4)(a)(2) provides that if the complaint is not amended within the time that the Commission grants, then the complaint shall be dismissed.

DISCUSSION AND FINDINGS


Based upon a review of the tendered complaint, the Commission is unclear as to the request based on the complaint.

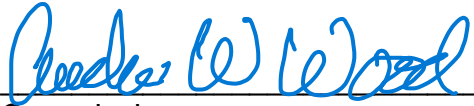
Since Complainants' complaint fails to establish a prima facie case, 807 KAR 5:001, Section 20(4)(a)(1), provides that the complainant be notified and provided an opportunity to amend the complaint within a specified time. Additionally, 807 KAR 5:001, Section 20(4)(a)(2) provides that if the complaint is not amended within the time that the Commission grants, then the complaint shall be dismissed. Complainants shall have 20 days from the date of service of this Order to submit additional evidence in support of their complaint. Complainants, pursuant to 807 KAR 5:001, shall file with the Commission any additional information or evidence by either mailing the response to the Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky 40602, or by emailing the response to PSCED@ky.gov.


IT IS THEREFORE ORDERED that:

1. Complainants shall have 20 days from the date of service of this Order to submit additional evidence in support of their complaint.
2. A copy of this Order shall be served on Complainants Richard Budge and Margaux Farm by U.S. certified mail, return receipt requested, at 596 Moore's Mill Road, Midway, Kentucky 40347.
3. Nothing contained in this Order shall prevent the Commission from entering further Orders in this matter.

PUBLIC SERVICE COMMISSION


Chairman


Commissioner


Commissioner

ATTEST:


Executive Director



*Kentucky-American Water Company
2300 Richmond Road
Lexington, KY 40502

*Richard Budge
General Manager
Margaux Farm
596 Moores Mill Road
Midway, KY 40347