

**COMMONWEALTH OF KENTUCKY**  
**BEFORE THE PUBLIC SERVICE COMMISSION**

**In the Matter of:**

<b>APPLICATION OF NORTHERN KENTUCKY</b>	)	
<b>WATER DISTRICT AND STOLL KEENON</b>	)	
<b>OGDEN PLLC FOR ACCREDITATION AND</b>	)	<b>CASE NO. 2016-00146</b>
<b>APPROVAL OF A PROPOSED WATER</b>	)	
<b>DISTRICT MANAGEMENT TRAINING</b>	)	
<b>PROGRAM</b>	)	

**APPLICATION**

Northern Kentucky Water District (“NKWD”) and Stoll Keenon Ogden PLLC (collectively “Joint Applicants”) jointly apply for an Order from the Public Service Commission accrediting and approving a proposed water district management training program pursuant to KRS 74.020 and 807 KAR 5:070.

In support of their application, the Joint Applicants state:

1. NKWD is a water district organized pursuant to KRS Chapter 74.
2. NKWD’s mailing address is 2835 Crescent Springs Road, Erlanger, Kentucky 41018-0640. Its email address is jbragg@nkywater.org.
3. NKWD provides retail water service to all or portions of Boone, Campbell, and Kenton Counties, Kentucky and provides wholesale water service to non-affiliated water distribution systems in Boone, Campbell, Kenton and Pendleton Counties, Kentucky.
4. NKWD is not a corporation, limited liability company or partnership. It has no articles of incorporation or partnership agreements.
5. Stoll Keenon Ogden PLLC is a Kentucky Limited Liability Company that was organized under the laws of the Commonwealth of Kentucky on December 28, 2005 and is currently in good standing. It provides legal services to local, regional, national and international clients.

6. Stoll Keenon Ogden PLLC's mailing address is 300 West Vine Street, Suite 2100, Lexington, Kentucky 40507-1801. Its email address for purposes of this Application is gerald.wuetcher@skofirm.com.

7. The Joint Applicants propose to sponsor and conduct a water management training program on May 4, 2016 at NKWD's offices in Erlanger, Kentucky. The program is entitled "Northern Kentucky Water Training 2016." A copy of the proposed agenda is attached to this Application as **Exhibit 1**.

8. As reflected in Exhibit 1, the proposed training program will include presentations on recent developments in utility regulatory law, including a discussion of recent Kentucky court and Public Service Commission decisions; recent developments regarding federal and state water quality laws; state and federal employment laws; the basics of bond finance; fire protection service issues and water utility-fire department relations; and a panel discussion on recurring legal issues present in the operation and management of water systems. These presentations will enhance the attendees' understanding of relevant legal issues involved in the management, operation, and maintenance of water treatment and distribution systems and are calculated to enhance and improve the quality of the management, operation and maintenance of the attendees' water systems.

9. The proposed training program will consist of six hours of instruction and should be accredited and approved for six credit hours of water district management training.

10. A biographical statement containing the name and relevant qualifications and credentials for each presenter is attached at **Exhibit 2** of this application.

11. The written materials to be provided to each attendee are under development and will be submitted to the Commission before May 4, 2016. The materials are of the same type and nature as those provided at the accredited training program conducted at NKWD's offices on

May 27, 2015.<sup>1</sup> In addition to a copy of each speaker's presentation, the Joint Applicants will provide each attendee with a flash drive containing an electronic copy of applicable laws, regulations, Kentucky court decisions, and Commission orders, as well as several reference publications.

12. The Joint Applicants have applied or will shortly apply to the Kentucky Bar Association and the Department of Local Government for accreditation of the proposed training program for six hours of Continuing Legal Education Credit and of Elected County Officials Training Incentive Program credit.

13. The Joint Applicants have or will shortly be sending notice of the proposed training program by electronic mail to the water districts and water associations that are under Commission jurisdiction as well as representatives of investor-owned utilities, county judge/executives, county attorneys, and members of the Kentucky Bar Association who are believed to have an interest in the proposed program's subject matter.

14. The Joint Applicants will retain a record of all water district commissioners attending the proposed training program.

15. No later than June 30, 2016, the Joint Applicants will file with the Commission a sworn statement:

- a. Attesting that the accredited instruction was performed;
- b. Describing any changes in the presenters or the proposed program curriculum that occurred after certification;
- c. Containing the name of each attending water district commissioner, his or her water district, and the number of hours that he or she attended; and,

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<sup>1</sup> See *Application of Northern Kentucky Water District and Stoll Keenon Ogden PLLC For Accreditation and Approval of A Proposed Water District Management Training Program*, Case No. 2015-00147 (Ky. PSC May 18, 2015).

d. Including a copy of any written material given to the attendees that has not been previously provided to the Commission.

WHEREFORE, the Joint Applicants request that the Commission approve and accredit the proposed training program entitled "Northern Kentucky Water Training 2016" for six hours of water district management training.

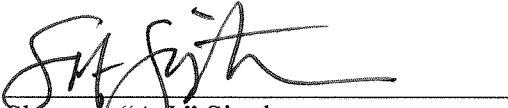
Dated: April 12, 2016

Respectfully submitted,



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*Counsel for Northern Kentucky Water District*



Shannon "A.J." Singleton  
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aj.singleton@skofirm.com  
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Fax: (859) 253-1093

*Deputy General Counsel  
Stoll Keenon Ogden PLLC*

CERTIFICATE OF SERVICE

In accordance with 807 KAR 5:001, Section 8, I certify that the Joint Applicants' April 12, 2016 electronic filing of this Application is a true and accurate copy of the same document being filed in paper medium; that the electronic filing has been transmitted to the Commission on April 12, 2016; that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; and that an original paper medium of this Application will be delivered to the Commission on or before April 14, 2016.



Gerald E. Wuetcher

# **EXHIBIT 1**

**Northern Kentucky Water Training**  
**Presented by**  
**Northern Kentucky Water District & Stoll Keenon Ogden PLLC**  
**May 4, 2016**  
**2835 Crescent Springs Road**  
**Erlanger, Kentucky**

- 7:45 - 8:30    **Registration and Refreshments**
- 8:30 – 8:35    **Program Overview and Welcome**
- 8:35 - 9:20    **911 Litigation Update – Damon Talley**  
This presentation reviews Kentucky Supreme Court’s decision in *Greater Cincinnati/Northern Kentucky Apartment Association, Inc. v. Campbell County Fiscal Court* and Kentucky Court of Appeals’ decision in *City of Lancaster v. Garrard County*, which address a local government’s authority to assess a tax to support 911 emergency services. The presenter will also discuss the likely effect of decisions on local governments’ efforts to tax water service to support 911 services and possible water utility responses, various approaches that a water utility may use to respond to such efforts, how to properly bill and collect any imposed fees , and avoid potential regulatory problems with PSC.
- 9:20 - 10:05    **Recent Developments in Utility Regulation – Damon Talley & Gerald Wuetcher**  
This presentation reviews recent developments in public utility law and regulation. Presenters will discuss laws enacted by the 2016 General Assembly and their effect on water utility operations. Presenters will also examine recent court decisions that may also affect water utilities. Presenters will identify and discuss significant Commission decisions since January 1, 2015 and possible trends represented by these decisions, as well as changing personnel.
- 10:05 – 11:05    **Special Session I – PSC Consumer Services, One-on-One Discussion – Ginny Smith**  
This is a question and answer session for utility customer representatives with the Director of the Commission’s Consumer Services Division. The requirements of the Commission’s regulation on customer relations will be examined in detail. Seating is limited.
- 10:20 – 10:50    **Basics of Bond Finance – Mark Franklin**  
Presentation will review various methods of financing water improvements that are available to cities and water districts, discuss the implications of tax-exempt financing, and examine the requirements for various financing methods and their advantages and disadvantages.
- 10:50 - 11:50    **EEO no! An Employment Law Primer – Stacy Miller**  
It’s been said that the best defense is a good offense. This is especially true in employment law. This session surveys the most common bases for employment litigation and explores how to manage your personnel decisions to sidestep legal pitfalls.
- 11:10 – 12:10    **Special Session II – PSC Consumer Services, One-on-One Discussion – Ginny Smith**  
Second session.
- 11:50 – 12:30    **Lunch (Included in Registration Fee)**

12:30 - 2:00 **The Flint Lead Crisis and Its Impact on Kentucky Water Utilities – Gregory Heitzman/Peter Goodman**

The lead contamination of Flint, Michigan's water has raised concerns about the quality and safety of water provide by local water utilities. The former president of the Louisville Water Company and the Director of the Kentucky Division of Water will speak on the challenges facing Kentucky's water utilities as they respond to the public's concerns and the actions necessary to ensure the continued safety of Kentucky's public water supply. They will also discuss water industry efforts in the area of water quality, as well as such other issues as compliance with Reduction in Lead and Copper Rule, implementation of Disinfection Byproduct Rule and its effects on consecutive water systems, and how the Kentucky DOW is addressing reductions in its funding.

2:10 - 3:10 **Water Utilities and Fire Departments – Gerald Wuetcher/Fire Department Official**

Presentation will address a water utility's legal obligations to provide fire protection service, including the installation and maintenance of fire hydrants and the provision of free water service to firefighting entities. Presenters will also focus on legal and practical aspects of water utility-fire department relationships, including how to develop and maintain good communications with area fire departments, fire department water usage reporting requirements, and the water utility's role in the ISO rating process.

3:15 – 3:45 **Legal Issues in the Operation & Management of Water Systems – Panel Discussion**  
**Panelists: Damon Talley, Gerald Wuetcher (Additional Panelists to be added)**

A panel of attorneys will entertain audience questions regarding frequently recurring legal issues face by water utilities. Discussion is expected to address KRS Chapter 74 and its effects on the management and operation of water districts, as well as other highly relevant statutory provisions, such as the Whistle Blowers Act, Claims against Local Government Act, Bidding Requirements provision of KRS Chapter 424, Eminent Domain, Local Model Procurement Law and general laws related to special districts. Kentucky Public Service Commission regulatory requirements will also be discussed.

3:45 **Closing Remarks/Administrative Announcements**



# **EXHIBIT 2**



**Mark S. Franklin**

Member

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#### PRACTICES

Business Services

Mergers & Acquisitions

Public Finance

Real Estate

#### INDUSTRIES

Real Estate, Rental &

Leasing

#### BAR & COURT ADMISSIONS

U.S. District Court,  
Eastern District of  
Kentucky

U.S. District Court,  
Western District of  
Kentucky

United States Tax  
Court

Kentucky Court of  
Appeals

Kentucky Supreme  
Court

#### EDUCATION

University of Louisville  
Brandeis School of Law  
2001, J.D., magna cum  
laude

University of Kentucky  
1996, B.A., cum laude

## Mark S. Franklin

Mark concentrates his focus on the areas of public finance and employee stock ownership plan transactions. A member in our Louisville office, Mark has been with the firm since 2007 and is **AV Preeminent® Peer Review Rated** by *Martindale-Hubbell®*.

With respect to public finance transactions, Mark regularly serves as bond counsel, issuer's counsel and lender's counsel. He has recently served as bond counsel on behalf of several Kentucky cities with respect to their general obligation and revenue bond financings, as issuer's counsel for a state-wide conduit bond issuing agency and as lender's counsel for several conduit and governmental financings involving Kentucky nonprofit institutions.

With respect to employee stock ownership plans, Mark has recently represented a corporate trustee with regard to the negotiation and purchase of corporate stock. As trustee counsel, Mark has performed due diligence and has drafted and negotiated the related acquisition documents.

Mark is a member of the Louisville, Kentucky and American Bar associations and is also a member of the National Association of Bond Lawyers and The ESOP Association. He volunteers on two committees at the Home of the Innocents and regularly volunteers with other members of his church at a local Alzheimer's facility.

### Work Highlights

#### General Obligation Bonds

Served as bond counsel for a \$10,000,000 tax-exempt general obligation bond issued to finance municipal water and sewer improvements for a Kentucky city.

Served as bond counsel for a \$2,875,000 tax-exempt general obligation bond issued to finance improvements to various facilities for a county, and was the first bond counsel to use a new statutory exception allowing counties to issue bonds without complying with portions of the State and Local Debt Officer approval process.

**Related Attorneys:** Mark S. Franklin

**Related Practices:** Business Services, Public Finance

**Related Industries:** Public Utility

#### Health Care Support Facilities

Served as bond counsel for \$11,000,000 of tax-exempt and taxable revenue bond issues to refinance facilities used to provide services to health care providers located in downtown Louisville.

**Related Attorneys:** Mark S. Franklin, William W. Davis

**Related Practices:** Business Services, Public Finance

#### Hospital Facilities

Served as bond counsel for a \$140,000,000 tax-exempt revenue bond issue to finance new hospital and related health care properties and facilities for a state-wide health care provider.

**Related Attorneys:** William W. Davis, Mark S. Franklin

**Related Practices:** Business Services, Public Finance

#### Industrial Development Bonds

Served as bond counsel for a \$54,000,000 taxable industrial development bond issue to finance a processing and distribution facility for a nation-wide retailer.

Served as bond counsel for a \$60,000,000 taxable industrial development bond issue to finance improvements to a bourbon distillery and related storage and manufacturing facilities.

Served as bond counsel for a \$28,000,000 taxable industrial development bond issue to finance improvements to a manufacturing facility for a nation-wide construction materials manufacturer.

**Related Attorneys:** Mark S. Franklin

**Related Practices:** Business Services, Public Finance

**Related Industries:** Retail

#### Issuer's Counsel

Regularly serves as issuer's counsel for a state-wide issuer of taxable and tax-exempt industrial revenue bonds.

**Related Attorneys:** Mark S. Franklin

**Related Practices:** Business Services, Public Finance

#### Lender's Counsel

Regularly serves as lender's counsel for various conduit and municipal taxable and tax-exempt bond issues to finance and refinance non-profit, educational, and municipal projects and improvements.

**Related Attorneys:** Mark S. Franklin, Jamie Brodsky

**Related Practices:** Business Services, Public Finance

#### Municipal Utilities

Served as bond counsel for a \$11,350,000 million tax-exempt revenue bond issue to finance improvements to a municipal-owned electric generating plant.

Served as bond counsel for a \$7,400,000 tax-exempt revenue bond issue to finance improvements to a municipal-owned water system.

**Related Attorneys:** William W. Davis, Mark S. Franklin

**Related Practices:** Business Services, Public Finance

**Related Industries:** Public Utility

#### School Financings

Served as bond counsel for a \$72,000,000 tax-exempt revenue bond issue to finance the construction of a new high school and two new elementary schools.

Served as bond counsel for two combined \$65,800,000 tax-exempt revenue bond issues to refinance elementary school improvements.

**Related Attorneys:** William W. Davis, Mark S. Franklin

**Related Practices:** Business Services, Public Finance

#### USDA, RD Financings

Regularly represents cities and water districts regarding tax-exempt loans with the United States Department of Agriculture, Rural Development.

**Related Attorneys:** Mark S. Franklin

**Related Practices:** Business Services, Public Finance

#### Distinctions

AV® Preeminent™ Peer Review  
Rated by Martindale-Hubbell®

#### Professional & Civic Activities

American Bar Association  
Kentucky Bar Association  
Louisville Bar Association  
National Association of Bond Lawyers  
The ESOP Association  
Home of the Innocents, finance committee member and resource development committee member  
Local Alzheimer's Nursing Home, volunteer

Publications

- 2012 "The Kentucky Employee Benefits Guide, 2nd Edition," Kentucky Chamber of Commerce
- Mar. 2009 "Organizing a Professional Practice: An After-Tax Choice-of-Entity Calculus," co-author, Journal of Taxation
- Sep./Oct. 2006 "Purple-Haze: Sing Your Way Clearly Through the Array of Partnership Distribution Rules," co-author (not named in title but thanked in first footnote), Business Entities

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**Peter Goodman:** *Kentucky Division of Water, Director*

Mr. Goodman has worked for Department for Environmental Protection since 1993, including 13 years as a manager in the Division of Water prior to being appointed Assistant Director in 2008. In February, 2014 Mr. Goodman was appointed the Director of the Division of Water. He is responsible for overseeing Kentucky's water regulatory programs, including the Clean Water Act and Safe Drinking Water Act programs and other programs, including the Dam Safety program, Stream Construction/Floodplain permitting, NFIP, and the Risk Map program, as well as the Agriculture Water Quality Act.

Peter earned his B.S. in Geology from the University of Iowa (1984), his M.A. in Geology from Temple University (1986), and conducted other post-graduate work at the University of Kentucky, where he was a Chevron Fellow.



## **Biography**

**Greg C. Heitzman, PE, MBA**  
**President**  
**BlueWater Kentucky**  
**Louisville, KY**

**2016**

Greg Heitzman is President of BlueWater Kentucky, a management consulting firm serving the water and wastewater industry. From 2011 to 2015, he served as Executive Director/CEO of the Louisville Metropolitan Sewer District (MSD). Prior to MSD, he worked 31 years with the Louisville Water Company serving as Chief Engineer from 1991 to 2007 and President/CEO from 2007 to 2013.

In his executive roles for Louisville MSD and Louisville Water, Greg provided leadership for Mayor Fischer's One Water Partnership to consolidate water services and administrative functions of Louisville MSD and Louisville Water. Greg also led strategic initiatives to expand water and wastewater services in the region, develop high performance teams, establish model programs for corporate controls (policy, procedures and work instructions), and develop new lines of business and technology to enhance revenue and reduce costs.

Greg obtained his Bachelor and Master's degrees in Civil Engineering from the University of Kentucky and an MBA from the University of Louisville. He is a licensed Professional Engineer in Kentucky and recipient of AWWA George Warren Fuller Award. He is an active member in both AWWA and the Water Environment Federation/Association. He currently serves on the following industry and community boards: Water Research Foundation; Water Information Sharing and Analysis Center (Water ISAC); Louisville Water Foundation; Better Business Bureau; and Tree Louisville Commission.

He and his wife, Linda, reside in Louisville. Their daughter, Claire, is married and teaches high school in Lexington, KY.



**625 Myrtle Street**  
**Louisville, Kentucky**  
**502-533-5073**



Stacy E. Miller

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#### PRACTICES

Labor, Employment & Employee Benefits

#### BAR & COURT ADMISSIONS

U.S. District Court,  
Eastern District of  
Kentucky

U.S. District Court,  
Western District of  
Kentucky

Kentucky

U.S. Court of Appeals,  
6th Circuit

#### EDUCATION

Stoll Keenon Ogden  
Applied MBA Course  
2013

University of Kentucky  
College of Law  
2005, J.D.

University of Kentucky  
2001, M.A., summa  
cum laude

University of Kentucky  
2000, B.A., magna cum  
laude

## Stacy E. Miller

Stacy is a Member in Stoll Keenon Ogden's Lexington office and has been with the firm since 2005. She is a member of the Labor, Employment & Employee Benefits practice. Stacy concentrates her practice on counseling, civil litigation and administrative defense with emphasis on employee benefits, the Family and Medical Leave Act, the Civil Rights Act of 1964, the Americans with Disabilities Act, the Age Discrimination in Employment Act, the Fair Labor Standards Act, the Kentucky Civil Rights Act, Wrongful Termination and Noncompetition and other Employment Agreements.

Stacy is a graduate of the University of Kentucky College of Law where she was President of the International Law Society and a member of the Kentucky Law Journal. She earned her Master's degree from the Patterson School of Diplomacy and International Commerce at the University of Kentucky.

Stacy is a member of the Fayette County, Kentucky and American Bar associations as well as the Society for Human Resources Management. She is an active member of Southside Church of Christ.

#### Professional & Civic Activities

Kentucky Bar Association

Fayette County Bar Association

American Bar Association

Society for Human Resources Management

The Foster Care Council of LexKY, board of directors

#### Seminars

- 2014 "FMLA Primer for Employee Benefits Practitioners," Lexington Employee Benefits Council Meeting
- 2014 "Individual and Employer Mandates for Coverage under the Affordable Care Act," Lorman Education Services, Health Care Reform for Employers: Now What? Seminar
- 2013 "Social Media Networking Sites and Employment-Related Decisions," Stoll Keenon Ogden PLLC Women in Business Seminar
- 2013 "The Do's and Don'ts of a Social Media Policy," Stoll Keenon Ogden PLLC Corporate Seminar
- 2013 "OFCCP Final Rules for VEVRAA and Section 503," Kentucky Industry Liaison Group Annual Meeting, Keynote

#### Publications

- Jul. 2013 *Check your social media policies for NLRA compliance*, Business First, July 26, 2013
- Jun. 2013 *Six Steps to Develop a Social Media Policy for Work*
- 2012 "Discrimination Based Upon Disability," UK/CLE Employment Law in Kentucky Handbook, 4th ed., 2012, Chapter 6
- 2008 "Effectively Defending an Employment Discrimination Claim: A case study of *Goldsmith v. Bagby Elevator Co., Inc.*," Co-author, UK/CLE 11th Biennial Employment Law Institute, 2008, 513 F. 3d 1261 (11th Cir. 2008)
- 2004 "A Climate Ripe for Abuse: The Role of Kentucky's Workers' Compensation Law in Perpetuating Drug Abuse in the Appalachian Region," 93 KY. L. J. 243, 2004

Events

Oct. 2015 2015 Water Law Series

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# Virginia (Ginny) L. Smith

-BIOGRAPHY

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## **EDUCATION**

**Fuzaggi Business School  
Lexington, Kentucky**

**Weikel Real Estate School  
Lexington, Kentucky**

## **License**

**Kentucky Real Estate Associate (In Escrow)  
Lexington, Kentucky**

## **EXPERIENCE**

**Fourteen (14) years full-time Sales Associate  
Lexington, Kentucky**

**Kentucky Public Service Commission  
-Consumer Services 1988 – Present**

## **CURRENT POSITION**

**Division Director Consumer Services  
Appointed October 1, 2000**

## **PREVIOUS POSITIONS**

**Consumer Complaint Investigator, Analyst,  
Ombudsman, and Acting Director.**

## **CURRENT JOB DUTIES**

- **Responsible for the PSC's Consumer Services Division staff of five.**
- **Responds to 800# regarding PSC's regulated electric, gas, telephone, water and sewer utilities.**
- **Interacts with the general public, all levels of PSC staff, utility management personnel, the Attorney General's Office, State and Federal Senators and Representatives and the Constituent Services Division of the Governor's Office.**
- **Receives researches, investigates, evaluates and resolves consumer complaints.**
- **Reviews utility's tariff filings for compliance with the PSC Regulations, State Statutes and Past Commission Orders.**
- **Reports probable violations of Commission Regulations, Orders and utility tariffs to the appropriate PSC Division for Commission action.**
- **Compiles weekly, monthly, quarterly and yearly complaint data reports for distribution to the PSC Commissioners, Directors and the Environmental and Energy Cabinet and the FCC.**
- **Compiles annual Disconnection Report in accordance with KAR 807 5:006 Section 3.**

## **Virginia (Ginny) L. Smith**

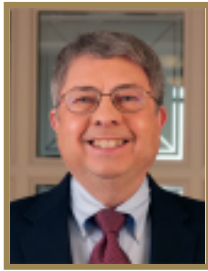
-BIOGRAPHY

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### **Activities**

- **A member of the National Association of Regulator Utility Commissions Consumer Affairs Committee.**
- **A member of the NARUC State National Association Plan (SNAP) Committee. This Committee works with the FCC to keep informed of new telecommunications regulations and programs such as lifeline and link-up.**
- **A member of the National Association of Professional Women.**



**Damon R. Talley**

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 112 N. Lincoln Boulevard  
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 F: 270.358.9560

#### PRACTICES

Utility & Energy

#### INDUSTRIES

Public Utility

#### BAR & COURT ADMISSIONS

Kentucky  
 United States Supreme Court  
 U.S. District Court,  
 Western District of  
 Kentucky  
 U.S. District Court,  
 Eastern District of  
 Kentucky  
 Kentucky Supreme  
 Court

#### EDUCATION

## Damon R. Talley

Damon serves as Of Counsel and is a member of the Utility & Energy practice. He practices out of the Louisville, Lexington and Hodgenville, Kentucky offices. Damon brings to SKO more than 35 years of experience working in private practice focusing on public utility work. He serves as General Counsel of the Kentucky Rural Water Association and has served in this capacity since 1979.

He is a frequent speaker at training sessions sponsored by the Kentucky Rural Water Association, Public Service Commission, Division of Water, Utility Management Institute, and other Utility Industry Groups.

Damon received his J.D. from the University of Kentucky College of Law in 1975, and earned his B.S.M.E. in 1972 from the University of Kentucky College of Engineering. He served as a board member of the Kentucky Infrastructure Authority for 15 years (2000-2015), and was a charter member, a long-time board member and Board Chairman for two terms of the KY FFA Foundation, Inc. He also serves as a board member for a variety of other non-profit organizations.

#### Distinctions

Sullivan Medallion, presented to Outstanding Graduating Student, University of Kentucky

Moot Court Board, president, University of Kentucky College of Law

Outstanding Student, University of Kentucky College of Engineering

Omicron Delta Kappa, president, University of Kentucky

Kentucky Association of Future Farmers of America, president

Outstanding Citizen Award, LaRue County Chamber of Commerce, 1990

Outstanding Citizen Award, Cave City Chamber of Commerce, 1981

Outstanding Citizen Award, Horse Cave Chambers of Commerce, 1979

#### Seminars

2015	"Duties and Responsibilities of Utility Board Members"
2014	"How to Conduct Board Meetings"
2013	"Resolving Service Territory Disputes"
2012	"Ethics – Overseeing the Overseers"
2012	"Searching for Effective Legal Solutions"

#### Professional & Civic Activities

Kentucky Bar Association

Kentucky Infrastructure Authority, board member, 2000-2015

KY FFA Foundation, Inc, chairman, 1997-1998 and 1987-1988

The Lincoln Museum, Inc., chairman & charter member, 1988-1994

Hodgenville Rotary Club, president, 1986-1987

LaRue County Chamber of Commerce, president, 1985-1986

FFA Alumni Association, president, Kentucky chapter, 1985-1986

Cave City Chamber of Commerce, president, 1981

University of Kentucky  
College of Law  
1975, J.D.

University of Kentucky  
College of Engineering  
1972, B.S.M.E.

### Publications

- 2009 Identity Theft Prevention Program
- 2008 Board Governance and Policy Manual
- 1990 Kentucky Rural Water Assistance Manual, co-authored

### Events

- Oct. 2015 2015 Water Law Series
- Aug. 2015 Kentucky Rural Water Association 36th Annual Conference and Exhibition

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### Gerald E. Wuetcher

Counsel to the Firm

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#### Louisville

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#### PRACTICES

Utility & Energy

#### BAR & COURT ADMISSIONS

Kentucky

Kentucky Supreme Court

U.S. Court of Appeals, 6th Circuit

U.S. District Court, Eastern District of Kentucky

U.S. District Court, Western District of Kentucky

U.S. Court of Appeals for the Armed Forces

#### EDUCATION

Emory University  
1984, J.D.

Johns Hopkins University  
1981, B.A.

## Gerald E. Wuetcher

Jerry is Counsel to the Firm and a member of the Utility & Energy practice. He brings to Stoll Keenon Ogden more than 25 years of experience working at the Kentucky Public Service Commission, where he served as a staff attorney, deputy general counsel and executive advisor. He frequently appeared before the Commission in administrative proceedings involving electric, natural gas, water and sewer utility issues and represented the Commission in state and federal courts. Jerry also served as the Commission's representative in a number of interagency groups addressing water and wastewater issues. Between 2009 and 2013, he was the Commission's representative on the Board of the Kentucky Infrastructure Authority. Jerry developed and implemented the Commission's training program for water utility officials in 1998 and has served as one of its principal instructors since then.

Jerry served for 27 years in the United States Army as a judge advocate before retiring at the rank of Colonel in 2011. His service encompassed numerous roles on active duty and in a reserve status, including claims officer, trial and defense counsel and legal assistance officer. He commanded the 139th Legal Support Organization – an Army Reserve unit consisting of four legal services teams in Kentucky and Tennessee – and has served as the Staff Judge Advocate to the 100th Division (Training). His military awards include the Legion of Merit and Meritorious Service Medal.

Jerry received his J.D. from Emory University in 1984, and earned his B.A. in History in 1981 from Johns Hopkins University. Jerry also serves as a member of Board of Trustees of the Woodford County Library and has previously served as an adjunct professor at the University of Louisville Brandeis School of Law.

#### Professional & Civic Activities

Woodford County Library, board of trustees, 2013-present

#### Publications

- Jul. 2015 PSC Statutes and Regulations
- Jul. 2015 A Compilation of Kentucky Public Utility Laws
- Nov. 2014 New Security Requirements for Personal Information Held by Water Districts
- Nov. 2014 House Bill 5
- Nov. 1992 "The Garnishment Equalization Act: Leveling the Playing Field or Upsetting a Delicate Balance?," *Army Lawyer*

#### Events

- Oct. 2015 2015 Water Law Series
- Aug. 2015 Kentucky Rural Water Association 36th Annual Conference and Exhibition

U.S. Army Judge  
Advocate General's  
School  
Judge Advocate  
Officer's Basic Course,  
1984; Judge Advocate  
Officer's Graduate  
Course, 1992

U.S. Army Command  
and General Staff  
School  
Command and General  
Staff Course (non-  
resident), 1996

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