

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF MONROE)
COUNTY WATER DISTRICT FOR RATE) CASE NO. 2017-00070
ADJUSTMENT PURSUANT TO 807 KAR 5:076)

**ATTORNEY GENERAL’S RESPONSE TO MONROE COUNTY
WATER DISTRICT’S CONDITIONAL WAIVER OF HEARING**

Comes now the intervenor, the Attorney General of the Commonwealth of Kentucky, by and through his Office of Rate Intervention, and tenders his response to Monroe County Water District’s (“the District’s”) request that the Commission approve its conditional waiver of a hearing in the above-styled case.

On July 14, 2017, the District filed with the Commission an offer to consider the matter submitted on the record without an evidentiary hearing on the condition that the Commission would (1) approve the rates recommended in the Staff Report; (2) issue an Order containing findings that the District requires general service rates that will produce \$1,939,741 in revenue; and (3) make no other findings or adopt any other recommendations made in the Staff Report. If the Commission would not adopt the District’s offer, the District requested a limited evidentiary hearing which would include the issue of depreciation expense and “any finding or recommendation contained in the Report to which the Commission is considering modifying.”¹

In 807 KAR 5:076 Section 11, parties are given the opportunity to comment, to request a hearing or informal conference in response to the Commission staff report, or to waive the right to

¹ Case No. 2017-00070, Monroe County Water District’s Condition Waiver of Further Proceedings (Ky. PSC July 14, 2017).

a hearing on the application and request that the case stand submitted for decision. The regulation does not provide for other avenues of resolving an application submitted under the alternative rate filing procedures. The Attorney General objects to the District's suggestion that, if a hearing is held, it should be limited to the topics decided upon by the District and the Commission without input from the Attorney General as intervenor. If the Commission elects to hold a hearing in this case, the hearing should not be limited solely to the topics of the District's choosing. Any witnesses sponsored should be available for cross-examination on any issue that the intervenor of Commission staff believes is necessary to complete the record in this case.

WHEREFORE, the Attorney General requests that the Commission consider the case submitted for decision on the current record or, in the alternative, hold a full evidentiary hearing with opportunity for cross-examination by intervenors.

Respectfully submitted,

ANDY BESHEAR
ATTORNEY GENERAL



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