



information as you do have with respect to the matter inquired about, and identify each person whom you believe may have additional information with respect thereto.

5. To the extent that the specific document, workpaper, or information does not exist as requested, but a similar document, workpaper, or information does exist, provide the similar document, workpaper, or information.

6. To the extent that any request may be answered by way of a computer printout, please identify each variable contained in the printout which would not be self-evident to a person not familiar with the printout.

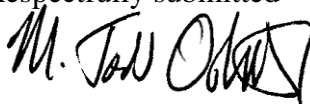
7. If either of the respective ERWA object to any request on any grounds, please notify counsel for Intervenors as soon as possible.

8. For any document withheld on the basis of privilege, state the following: date; author; addressee; blind copies; all persons to whom distributed, shown, or explained; and, the nature and legal basis for the privilege asserted.

9. In the event any document called for has been destroyed or transferred beyond the control of the company, state the following: the identity of the person by whom it was destroyed or transferred, and the person authorizing the destruction or transfer; the time, place, and method of destruction or transfer; and, the reason(s) for its destruction or transfer. If destroyed or disposed of by operation of a retention policy, state the retention policy.

10. These requests shall be deemed continuing so as to require further and supplemental responses if the company receives or generates additional information within the scope of these requests between the time of the response and the time of any hearing conducted hereon.

Respectfully submitted



---

STURGILL, TURNER, BARKER & MOLONEY, PLLC

James W. Gardner

M. Todd Osterloh

333 W. Vine Street, Suite 1500

Lexington, Kentucky 40507

Telephone No.: (859) 255-8581

Facsimile No.: (859) 231-0851

*Attorneys for Intervenors*

CERTIFICATE OF SERVICE

In accordance with 807 KAR 5:001, Section 8, I certify that the November 20, 2017, electronic filing of this Request is a true and accurate copy of the same document being filed in paper medium; that the electronic filing will be transmitted to the Commission on November 20, 2017; 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 the Request will be delivered to the Commission within two business days.



---

Counsel for the Intervenors

**Intervenors' Second Set of Requests for Information to  
Eastern Rockcastle Water Association**

1. Please identify the date on which the ERWA Board of Directors approved the proposed sale to Kentucky-American.
2. Provide a copy of the resolution or minutes from the meeting of the ERWA Board of Directors in which the Board approved the proposed sale to Kentucky-American. If no resolution or minutes from the meeting of the ERWA Board of Directors in which the Board approved the proposed sale to Kentucky-American exist, please identify who was present at the meeting and the specific vote of each member present at the meeting.
3. Please state whether the ERWA Board of Directors adopted a resolution recommending the sale of assets to Kentucky-American and directing that it be submitted to a vote at a meeting of members entitled to vote thereon. If the Board adopted such a resolution, please provide a copy of that resolution.
4. State whether it is ERWA's position that ERWA was required by its corporate governing documents to obtain approval by its membership of the sale of assets.
5. Please state whether ERWA is a tax-exempt organization under Internal Revenue Code section 501.
6. In ERWA meeting minutes dated August 21, 2017, there is a reference to a proposal from Western Rockcastle Water Association to engage in an Operational Contract. Please provide a copy of Western Rockcastle Water Association's proposal and all records, documents, analyses, and studies related to that proposal.
7. Please explain why ERWA did not accept Western Rockcastle Water Association's proposal.
8. Please state whether ERWA issued a request for proposals to acquire or operate the ERWA's assets or system. If yes, please provide a copy of the RFP and all submissions in response. If no, explain why ERWA did not issue an RFP.
9. State whether ERWA has any customers that have municipal or private fire connections used exclusively for fire protection purposes and would be charged rates shown on

Kentucky-American's Tariff Sheet No. 52 if the transfer is approved. If yes, please identify the number of customers on each size of service.

10. State whether ERWA has any customers that have municipal or private fire connections used exclusively for fire protection purposes and would be charged rates shown on Kentucky-American's Tariff Sheet No. 53 if the transfer is approved. If yes, please identify the number of customers on each rate classification shown on that tariff sheet.
11. In the customer notices provided in response to Item No. 1 of the Intervenor's First Request for Information, ERWA informed customers that Kentucky-American is "proposing to keep the water rates as they are for now." In the newspaper article dated July 27, 2017, that was produced in response to Item No. 1 of the Intervenor's First Request for Information, County Judge/Executive Doug Bishop is quoted as saying that Kentucky-American "has agreed that rates will not go up and could possibly go down a little." Did ERWA believe that Kentucky-American was committing to maintain ERWA's current rates for water service for a minimum amount of time? If yes, please identify the amount of time for which ERWA believed it was reasonable for Kentucky-American to maintain ERWA's current rates for water service prior to increasing them. If no, please explain why ERWA informed customers that "proposing to keep the water rates as they are for now."
12. In the customer notices provided in response to Item No. 1 of the Intervenor's First Request for Information, ERWA informed customers that "if ownership stays with Eastern Rockcastle Water Association[,] there will have to be a substantial rate increase to remain in business."
  - a. Please identify the percentage increase that ERWA anticipated the necessary rate increase to be when it made those statements.
  - b. Please provide a copy of all studies, analyses, calculations, records, and documentation to support ERWA's statement that a substantial rate increase would be needed if ownership stayed with ERWA.
  - c. Please identify the individual responsible for producing any study, analysis, or calculation provided in response to subpart (b) above and the date on which it was completed.
13. Please confirm that ERWA did not issue ballots to customers for any proposed acquisitions or third-party operation agreements other than for the acquisition by Kentucky-American.
14. Please refer to the July 13, 2017, newspaper clipping of the Rockcastle Community Bulletin Board provided on page 6 of 12 in response to Item No. 1 of the Intervenor's

First Request for Information. Please state whether ERWA provided the notice that is printed in the newspaper regarding ERWA.

15. In the meeting minutes provided in response to Item No. 1 of the Commission Staff's First Request for Information, ERWA states that a visitor's log is attached to the minutes. Please provide a copy of the "visitor's log" for each set of minutes that are submitted in the record in this case.
16. Refer to response to Item No. 19 of the Intervenor's' First Request for Information.
  - a. Please identify all land included with the acquisition.
  - b. Explain how the value of the land was determined.
17. Refer to response to Item No. 24 of the Intervenor's' First Request for Information.
  - a. Please state when each referenced schedule is anticipated to be complete.
  - b. Please confirm that ERWA will file with the Commission a copy of the schedule when it is complete.
18. Other than the consideration that is expressly identified in the Asset Purchase Agreement, has there been any additional consideration provided to ERWA officers, board members, agents, members, or any other person for the proposed acquisition. If yes, please identify all additional consideration that was provided, to whom it was provided, and from whom it came.