

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF)
MCCREARY COUNTY WATER DISTRICT) CASE NO. 2018-00170
TO ADJUST ITS WATER CONNECTION FEE)

MOTION FOR DEVIATION FROM 807 KAR 5:011, SECTION 8(2)(b)

Pursuant to 807 KAR 5:011, Section 15, McCreary County Water District (“McCreary District”) moves for a deviation from 807 KAR 5:011, Section 8(2)(b). In support of its Motion, McCreary District states:

1. On June 1, 2018, McCreary District applied for an increase in its Water Connection Fee.

2. 807 KAR 5:011, Section 8(2)(b) requires McCreary District to provide its customers with notice of the proposed adjustment in one of four ways. McCreary District elected to provide notice in accordance with Section 8(2)(b)(3), which permits a utility to publish notice once a week for three consecutive weeks in a prominent manner in a newspaper of general circulation in its service area, the first publication to be made no later than the date the tariff filing is submitted to the Commission.

3. In its Application, McCreary District advised the Commission that notice of the publication would be published for three consecutive weeks, beginning May 31, 2018, in the *McCreary County Voice*, a weekly newspaper of general circulation in McCreary District’s territory.

4. Notice of the proposed adjustment was published in the *McCreary County Voice* on May 31, 2018.

5. Due to a misunderstanding between the newspaper and McCreary District, notice of the proposed adjustment was not published in the next two editions of the *McCreary County Voice*. In late June, McCreary District learned of this failure when requesting the newspaper provide proof of publication of the notice and immediately requested that notice be published in the newspaper's new two editions.

6. Publication of the notice of the proposed adjustment was made in the June 28, 2018 and July 5, 2018 editions of the *McCreary County Voice*.

7. Although notice of the proposed adjustment was not published for three consecutive weeks, McCreary District's existing and potential customers have had a reasonable opportunity to learn of the proposed adjustment. Notice of the proposed adjustment has been published three times over a period of five weeks. Immediately upon the filing of its application, McCreary District also posted the notice of the proposed adjustment in its offices and to its website.

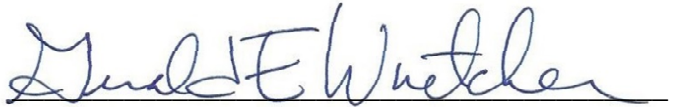
8. 807 KAR 5:011, Section 15, permits the Commission to grant a deviation from 807 KAR 5:011 when good cause is shown.

9. Good cause exists to permit McCreary District to deviate from the requirements of 807 KAR 5:011, Section 8(2)(b) in this instance.

WHEREFORE, McCreary District requests that the Commission grant a deviation from 807 KAR 5:011, Section 8(2)(b) and proceed to enter a decision upon the proposed rate adjustment.

Dated: July 11, 2018

Respectfully submitted,

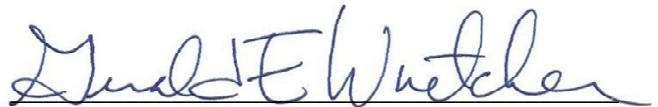


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CERTIFICATE OF SERVICE

In accordance with 807 KAR 5:001, Section 8, I certify that McCreary District's July 11, 2018 electronic filing of this Motion 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 July 11, 2018; 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 Motion will be delivered to the Commission on or before July 13, 2018.



Gerald E. Wuetcher