

**COMMONWEALTH OF KENTUCKY**

**BEFORE THE PUBLIC SERVICE COMMISSION**

**In the Matter of:**

**ELECTRONIC APPLICATION OF )  
SOUTHEAST DAVIESS COUNTY )  
WATER DISTRICT FOR A DEVIATION ) CASE NO. 2020-00138  
FROM METER TESTING )  
REQUIREMENTS OF 807 KAR 5:066, )  
SECTION 16(1) )**

**MOTION FOR DEVIATION**

Pursuant to 807 KAR 5:066, Section 18, Southeast Daviess County Water District (“Southeast Daviess District”) hereby moves the Kentucky Public Service Commission (“Commission”) for a temporary deviation from the requirements of 807 KAR 5:066, Section 16(1) regarding the frequency of testing its 5/8- x 3/4-inch Sensus SRII meters. In support of its motion, Southeast Daviess District states:

1. On June 8, 2020, Southeast Daviess District filed an application with the Commission for a deviation from 807 KAR 5:066, Section 16(1) to allow its 5/8- x 3/4-inch Sensus SRII meters to remain in service for a period of 15 years.
2. When Southeast Daviess District filed its Application, it respectfully requested that the Commission rule on the Application by October 1, 2020, to ensure that Southeast Daviess District had ample time to remove and test all 10-year-old meters in 2020 if the Application was denied.

3. Given the Commission's heavy workload, Southeast Daviess District understands that it may not receive an order approving or denying its deviation request in 2020.

4. To ensure that Southeast Daviess District remains compliant with 807 KAR 5:066, Section 16(1), Southeast Daviess District moves for a temporary deviation from the regulation to allow its 5/8- x 3/4-inch Sensus SRII meters installed in 2010 to remain in service until the Commission issues an Order granting Southeast Daviess District's requested relief.

5. In the alternative, if the Commission does not grant the requested relief, Southeast Daviess District moves for a deviation from the regulation to allow it **120 days** to remove and test all 5/8- x 3/4-inch Sensus SRII meters installed in 2010.

6. 807 KAR 5:066, Section 18 authorizes the Commission to permit deviations from 807 KAR 5:066 when good cause is shown. Good cause exists for Southeast Daviess District's requested temporary deviation for many reasons. Southeast Daviess District proposed sample testing pursuant to its Sample Meter Testing Plan ("Plan"), which was attached to the Application. If the Commission does not grant the requested temporary deviation and requires Southeast Daviess District to remove meters installed in 2010, the Plan will be moot and require revisions before the Commission can consider Southeast Daviess District's request. Southeast Daviess District will incur additional cost and resources to update its Plan

and the Commission will incur additional resources to consider an updated Plan. Additionally, the savings associated with the Plan will be delayed.

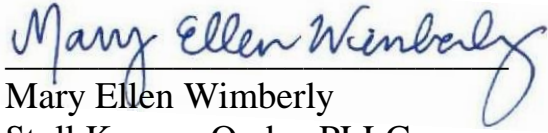
7. Furthermore, as Southeast Daviess District described in its Application, customers will not be harmed by the temporary deviation because the 5/8- x 3/4-inch Sensus SRII meters remain remarkably accurate at 10 years of age

**WHEREFORE**, Southeast Daviess County Water District requests that the Commission grant it a temporary deviation from 807 KAR 5:066, Section 16(1) to allow its 5/8- x 3/4-inch Sensus SRII meters to remain in service until (1) the Commission issues an Order granting the requested relief; or (2) 120 days after the Commission issues an Order denying the requested relief.

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Dated: November 24, 2020

Respectfully submitted,



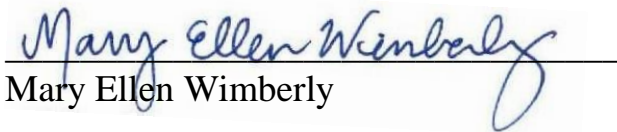
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### **CERTIFICATE OF SERVICE**

In accordance with 807 KAR 5:001 Section 8(7) and the Commission's March 16, 2020 Order in Case No. 2020-00085, this is to certify that Southeast Daviess County Water District's electronic filing was transmitted to the Commission on November 24, 2020; that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; and that a physical copy of the filing will be submitted to the Commission once the State of Emergency has ceased.



Mary Ellen Wimberly