

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

**In the Matter of:**

**ELECTRONIC TARIFF FILING OF CITY OF        )**  
**AUGUSTA REVISING ITS WHOLESALE            ) CASE NO. 2020-00277**  
**WATER SERVICE RATES                            )**

**MOTION FOR RULING AND FOR ESTABLISHMENT  
OF PROCEDURAL SCHEDULE**

Bracken County Water District (“Bracken District”) moves for the Public Service Commission to rule on its Motion for Leave to Intervene and to establish a procedural schedule in this matter. In support of its motion, Bracken District states:

1. Bracken District, a water district organized pursuant to KRS Chapter 74, provides retail water service to approximately 2,600 households in Bracken County, Kentucky and wholesale water service to the City of Brooksville, Kentucky and East Pendleton County Water District.

2. The City of Augusta (“Augusta”) is Bracken District’s principal water supplier. Since 1996 Bracken District has purchased most of its water requirements from Augusta. Pursuant to its Water Purchase Contract with Augusta, which was executed in 2016, Bracken District is required to purchase at least 78,000,000 gallons of water annually from Augusta. In 2019, it purchased 162,028,000 gallons of water, or approximately 99.4 percent of its total water purchases, from Augusta.

3. On July 29, 2020, Augusta gave notice to the Public Service Commission of its intent to increase its wholesale rate from \$2.35 per 1,000 gallons to \$2.50 per 1,000 gallons, effective September 1, 2020.

4. On August 25, 2020, the Public Service Commission suspended the proposed rate adjustment to further investigate the reasonableness of the proposed rate adjustment. In its Order suspending the proposed rate adjustment, it noted that “Bracken District has a significant interest in this proceeding and should be served with a copy of this Order and presented an opportunity to intervene in this proceeding.” Order at 2.

5. On September 14, 2020, Bracken District timely moved for intervention in this matter.

6. As of the date of this motion, the Public Service Commission has not ruled upon Bracken District’s motion for intervention.

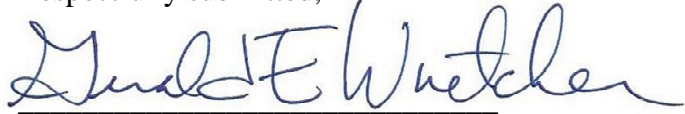
7. Prior to the establishment of this matter, Bracken District advised the Public Service Commission that it would not object to the proposed rate adjustment. Since then Bracken District has ascertained information that suggests that Augusta is not properly or efficiently operating and maintaining its water treatment facility and that its failure to do so has resulted in increased water production costs and an unreasonable wholesale rate. Augusta’s proposed rate adjustment reflects these unreasonable costs. Bracken District retracts its early statements regarding the proposed wholesale rate adjustment and requests a thorough review of Augusta’s operational and maintenance practices and their resulting costs.

8. Failure to promptly rule on Bracken District’s Motion For Leave to Intervene has adversely affected Bracken District’s right to due process and its ability to represent its ratepayers’ interests in this matter. Bracken District requests that the Public Service Commission promptly issue a decision on Bracken District’s motion for intervention and establish a procedural schedule in this case that will permit a review of Augusta’s operational and maintenance practices and the effect on these practices on its wholesale rate for water service.

**WHEREFORE**, Bracken County Water District requests the Public Service Commission promptly issue an Order granting its Motion for Leave to Intervene and establishing a procedural schedule in this matter.

Dated: January 20, 2021

Respectfully submitted,




Gerald E. Wuetcher  
Stoll Keenon Ogden PLLC  
300 West Vine Street, Suite 2100  
Lexington, Kentucky 40507-1801  
Telephone: (859) 231-3017  
Fax: (859) 259-3517  
gerald.wuetcher@skofirm.com

*Counsel for Bracken County Water District*

**CERTIFICATE OF SERVICE**

In accordance with 807 KAR 5:001, Section 8, I certify that Bracken County Water District's electronic filing of this Motion is a true and accurate copy of the same document being filed in paper medium; that the electronic filing was transmitted to the Public Service Commission on January 20, 2021; that there are currently no parties that the Public Service Commission has excused from participation by electronic means in this proceeding; and that within 30 days following the end of the state of emergency announced in Executive Order 2020-215 this Response in paper medium will be delivered to the Public Service Commission.



Gerald E. Wuetcher