

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

LOGAN TELEPHONE COOPERATIVE, INC.)	
)	
COMPLAINANT)	
)	
v.)	CASE NO. 2021-00248
)	
EAST LOGAN WATER DISTRICT)	
)	
DEFENDANT)	

**EAST LOGAN WATER DISTRICT’S SECOND REQUEST FOR INFORMATION
TO LOGAN TELEPHONE COOPERATIVE, INC.**

Pursuant to the Public Service Commission’s Order of December 16, 2022, East Logan Water District (“the District”) respectfully submits the following requests for information to the Logan Telephone Cooperative, Inc. (“Logan Telephone”) to be answered no later than January 27, 2023.

Instructions

1. As used herein, “Documents” include all correspondence, memoranda, notes, email, maps, drawings, surveys, or other written or recorded materials, whether external or internal, of every kind or description in the possession of, or accessible to, Logan Telephone, its witnesses, or its counsel.
2. Please identify by name, title, position, and responsibility the person or persons answering each of these data requests.
3. These requests shall be deemed continuing so as to require further and supplemental responses if Logan Telephone receives or generates additional information within

the scope of these requests between the time of the response and the time of any hearing conducted herein.

4. To the extent that the specific document, work paper, or information as requested does not exist, but a similar document, work paper, or information does exist, provide the similar document, work paper, or information.

5. To the extent that any request may be answered by a computer printout, spreadsheet, or other form of electronic media, please identify each variable contained in the document or file that would not be self-evident to a person not familiar with the document or file.

6. If Logan Telephone objects to any request on the ground that the requested information is proprietary in nature, or for any other reason, please notify the undersigned counsel as soon as possible.

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

8. In the event any document requested has been destroyed or transferred beyond the control of Logan Telephone, its counsel, or its witnesses, state: 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 such a document was destroyed or transferred by reason of a document retention policy, describe in detail the document retention policy.

9. If a document responsive to a request is a matter of public record, please produce a copy of the document rather than a reference to the record where the document is located.

Requests for Information

1. Refer to Logan Telephone's Complaint, Page 7. Describe each practice and procedure that Logan Telephone is requesting the Commission to order the District to adopt.
2. Refer to the District's Response to Logan Telephone's First Request for Information, Request 9. State whether Logan Telephone agrees that the listed procedures are adequate and appropriate to ensure compliance with fully with Kentucky's Underground Facility Damage Prevention Act of 1994 regarding the timely and accurate marking and locating of its water facilities. If Logan Telephone does not agree, identify the revisions that Logan Telephone finds are necessary to ensure compliance.
3. Refer to the District's Response to Logan Telephone's First Request for Information, Request 11. State whether Logan Telephone agrees with the position expressed in the District's Response. If Logan Telephone does not agree, state the reasons for its disagreement.
4. Refer to the District's Response to Logan Telephone's First Request for Information, Request 13. State whether Logan Telephone agrees with the position expressed in the District's Response. If Logan Telephone does not agree, state the reasons for its disagreement.
5. Refer to Logan Telephone's Response to the District's First Request for Information, Request 5. In its response, Logan Telephone provided no documents. State whether Logan Telephone has any **written** operating procedures, internal guidance policies, or instructions for its employees regarding Logan Telephone's excavations around the facilities of other utilities or responding to locate requests. If such documents exist, please provide a copy of each.
6. Refer to the District's Response to Logan Telephone's First Request for Information, Request 17. Confirm that Mr. Zelli has received a flash drive containing electronic copies of the District's design blueprints and as-built construction plans that was delivered to his office on January 10, 2023.

7. State whether Logan Telephone had made locate requests to the District in 2022. If requests were made in 2022, state the number of the requests and the number of requests that Logan Telephone considers were not responded to in accordance with KRS 367.4909. For each District response that Logan Telephone considers out of compliance with KRS 367.4909, state the date of the Logan Telephone locate request, the date of the District's response and the reason why Logan Telephone considers the response a failure to comply with KRS 367.4909.

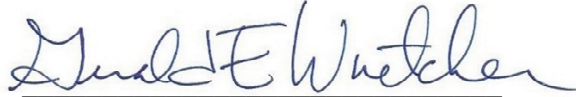
8. Refer to the District's Response to Logan Telephone's First Request for Information, Request 20. State whether Logan Telephone agrees that the District's purchase of locating equipment, an annual subscription to ArcGIS Online software and ArcGIS Mobile Worker, and its potential purchase of ground penetrating radar will improve its ability to locate its facilities. If it does not agree, explain why not and identify any equipment or facilities that it is seeking the Commission to order the District to purchase.

9. Refer to the District's Response to Logan Telephone's First Request for Information, Request 23. State whether Logan Telephone finds the policy stated in the response to comply with KRS 367.4909. If Logan Telephone does not find the stated policy to comply with KRS 367.4909, state the revisions to that policy that Logan Telephone requests the Commission to order East Logan District to make to that policy.

10. Refer to Logan Telephone Cooperative, Inc.'s Complaint, Page 8. List and describe "the other practices and procedures that are adequate and appropriate to ensure that East Logan's water line breakages and unaccounted-for water loss are minimized."

Dated: January 13, 2023

Respectfully submitted,

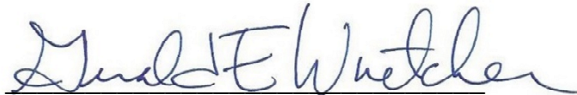


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Counsel for East Logan Water District

CERTIFICATE OF SERVICE

In accordance with 807 KAR 5:001, Section 8, and the Public Service Commission's Order of July 22, 2021 in Case No. 2020-00085, I certify that this document was transmitted to the Public Service Commission on January 13, 2023, and that there is currently no party that the Public Service Commission has excused from participation by electronic means in this proceeding.



Gerald E. Wuetcher