

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)	

MOTION FOR EXTENSION OF TIME TO
RESPOND TO REQUEST FOR INFORMATION

East Logan Water District (“the District”) moves for an extension of time until December 30, 2022, to respond to the requests for information of Logan Telephone Cooperative, Inc. (“Logan Telephone”). In support of its motion, East Logan Water District states:

1. On November 30, 2022, the Public Service Commission issued an order in this matter establishing a revised schedule for the parties to conduct discovery. That order permitted each party to serve two sets of requests for information on the opposing party.

2. On November 18, 2022 pursuant to that revised schedule, Logan Telephone issued a request for information to the District, consisting of 27 separate requests. Several of these requests seek extensive amounts of information regarding locate requests made to the District prior to 2022.

3. While the District is attempting to comply with the requests, it is currently unable to provide much of the requested information for the following reasons:

a. The persons who were primarily responsible for the District’s administrative and field operations are no longer East Logan Water District employees. Linda

Alexander, East Logan Water District's General Manager since 2015, retired on August 12, 2022. Stephen Taylor, East Logan Water District's field operations manager since 2019, left his employment with East Logan Water District on September 9, 2022. Ms. Alexander and Mr. Taylor are currently unavailable to assist the District in responding to the requests for information.

b. Ms. Alexander's administrative assistant maintained the District's records related to locate requests. Her email account served as the depository for all locate requests. This employee suddenly quit her employment with the District on September 12, 2022. Prior to leaving her employment, she deleted all records in her mail account and other files on her computer workstation. As a result, the District currently lacks the records of locate requests prior to August 2022.

c. The District is attempting to retrieve locate records from 811, Inc. but currently has been unsuccessful in doing so. 811, Inc. migrated to a new online ticket processing system that limits the information that can be retrieved.

d. The District's current field manager and office manager are Ethan Hudson and Earn Brown respectively. The District's Board of Commissioners appointed them to their current positions in October 2022. Mr. Hudson and Ms. Brown have limited knowledge of the District's operations prior to their appointments.

e. During the week of November 28, 2022, Mr. Hudson and Ms. Earn were stricken with the flu and unable to perform their work duties or devote any time to responding to Logan Telephone's requests for information.

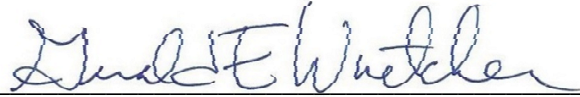
4. The District requires additional time to search its records and undertake other reasonable efforts to obtain the information that Logan Telephone has requested.

5. This request is made in good faith and not for purposes of delay.

WHEREFORE, East Logan Water District requests that the Public Service Commission extend the time period for the District to respond to Logan Telephone Cooperative, Inc.'s request for information to December 30, 2022.

Dated: December 8, 2022

Respectfully submitted,

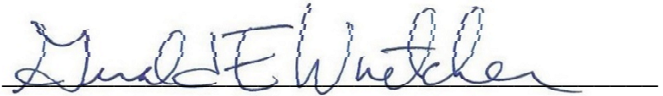


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Counsel for East Logan Water District

CERTIFICATE OF SERVICE

In accordance with 807 KAR 5:001, Section 8 and the 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 December 8, 2022 and that no parties have been excused from electronic filing procedures.



Gerald E. Wuetcher