

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

IN THE MATTER OF:

ELECTRONIC INVESTIGATION OF JESSAMINE-
SOUTH ELKHORN WATER DISTRICT AND ITS
INDIVIDUAL COMMISSIONERS, JAMES F. HALL,
JERRY HAWS, THOMAS BEAL, AND CLAY
CORMAN, ALLEGED VIOLATION OF KRS 278.300

CASE NO. 2022-00344

**JESSAMINE-SOUTH ELKHORN WATER DISTRICT'S RESPONSES TO
COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION**

Respectfully submitted,

/s/ Bruce E. Smith

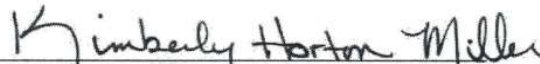
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COUNSEL FOR JESSAMINE-SOUTH
ELKHORN WATER DISTRICT

VERIFICATION

COMMONWEALTH OF KENTUCKY)
)
COUNTY OF JESSAMINE)


The undersigned, Kimberly Horton Miller, being duly sworn, deposes and says that she is an employee of Jessamine South Elkhorn Water District, and that she has personal knowledge of the matters set forth in the responses for which she is identified as the witness, and the answers contained therein are true and correct to the best of her information, knowledge and belief.



Kimberly Horton Miller

Subscribed and sworn to before me, this 22nd day of May, 2023.

My commission expires: January 15, 2027.



NOTARY PUBLIC KYNP 63908

REQUEST NO. 1: Refer to Case No. 2022-00050, Application, Attachment 8, KIA Loan F07-02 (KIA Loan F07-02), KIA Loan F11-12 (KIA Loan F11-12), Central Bank Loan 943 (Central Bank Loan 943), Central Bank Loan 958 (Central Bank Loan 958). Provide a copy of the executed loan documents.

RESPONSE:

See Ex. A – KIA Loan F07-02.

See Ex. B. – KIA Loan F11-12.

See Ex. C – Central Bank Loan 943.

See Ex. D – Central Bank Loan 958.

Witness: Kimberly Horton Miller

REQUEST NO. 2: Provide the minutes from the Jessamine-South Elkhorn District board meeting that evidence that the board approved KIA Loan F07-02.

RESPONSE:

See Ex. A – KIA Loan F07-02.

Witness: Kimberly Horton Miller

REQUEST NO. 3: Provide the minutes from the Jessamine-South Elkhorn District board meeting that evidence that the board approved KIA Loan F11-12.

RESPONSE:

See Ex. B. – KIA Loan F11-12.

Witness: Kimberly Horton Miller

REQUEST NO. 4: Provide the minutes from the Jessamine-South Elkhorn District board meeting that evidence that the board approved Central Bank Loan 943.

RESPONSE:

See Ex. E.

Witness: Kimberly Horton Miller

REQUEST NO. 5: Provide the minutes from the Jessamine-South Elkhorn District board meeting that evidence that the board approved Central Bank Loan 958.

RESPONSE:

See Ex. E.

Witness: Kimberly Horton Miller

REQUEST NO. 6: Identify each Jessamine-South Elkhorn District commissioner who voted to approve or deny KIA Loan F07-02 and each commissioner who did not vote but were on the board at the time of the vote.

RESPONSE:

Voted to approve: Nick Strong, John Blackford, George Dale Robinson, Jerry Haws, and J.F. Hall.

Voted to deny: None.

Not voting: None.

Witness: Kimberly Horton Miller

REQUEST NO. 7: Identify each Jessamine-South Elkhorn District commissioner who voted to approve or deny KIA Loan F11-12 and each commissioner who did not vote but were on the board at the time of the vote.

RESPONSE:

Voted to approve: Nick Strong, Thomas Beall, George Dale Robinson, and J.F. Hall.

Voted to deny: None.

Not voting: Jerry Haws (not present at meeting).

Witness: Kimberly Horton Miller

REQUEST NO. 8: Identify each Jessamine-South Elkhorn District commissioner who voted to approve or deny Central Bank Loan 943 and each commissioner who did not vote but were on the board at the time of the vote.

RESPONSE:

Voted to approve: Nick Strong, Thomas Beall, George Dale Robinson, Jerry Haws, and J.F. Hall.

Voted to deny: None.

Not voting: None.

Witness: Kimberly Horton Miller

REQUEST NO. 9: Identify each Jessamine-South Elkhorn District commissioner who voted to approve or deny Central Bank Loan 958, and each commissioner who did not vote but were on the board at the time of the vote.

RESPONSE:

Voted to approve: Nick Strong, Thomas Beall, George Dale Robinson, Jerry Haws, and J.F. Hall.

Voted to deny: None.

Not voting: None.

Witness: Kimberly Horton Miller

REQUEST NO. 10: State the term for KIA Loan F07-02.

RESPONSE: 20 years.

Witness: Kimberly Horton Miller

REQUEST NO. 11: State the term for KIA Loan F11-12.

RESPONSE: 20 years.

Witness: Kimberly Horton Miller

REQUEST NO. 12: State the term for Central Bank Loan 943.

RESPONSE: 5 years.

Witness: Kimberly Horton Miller

REQUEST NO. 13: State the term for Central Bank Loan 958.

RESPONSE: 5 years.

Witness: Kimberly Horton Miller

REQUEST NO. 14: State whether Jessamine-South Elkhorn District sought approval from the Kentucky Public Service Commission for KIA Loan F07-02, and if so, provide any documentation related to the request for approvals.

RESPONSE: No approval sought. Commissioners relied upon their counsel (Bruce E. Smith) and bond counsel to have taken all steps to have loan properly approved.

Witness: J.F. Hall

REQUEST NO. 15: State whether Jessamine-South Elkhorn District sought approval from the Kentucky Public Service Commission for KIA Loan F11-12, and if so, provide any documentation related to the request for approvals.

RESPONSE: No approval sought. Commissioners relied upon their counsel (Bruce E. Smith) and bond counsel to have taken all steps to have loan properly approved.

Witness: J.F. Hall

REQUEST NO. 16: State whether Jessamine-South Elkhorn District sought approval from the Kentucky Public Service Commission for Central Bank Loan 943, and if so, provide any documentation related to the request for approvals.

RESPONSE: No approval sought. Commissioners relied upon their counsel (Bruce E. Smith) to have taken all steps to have loan properly approved.

Witness: J.F. Hall

REQUEST NO. 17: State whether Jessamine-South Elkhorn District sought approval from the Kentucky Public Service Commission for Central Bank Loan 958, and if so, provide any documentation related to the request for approvals.

RESPONSE: No approval sought. Commissioners relied upon their counsel (Bruce E. Smith) to have taken all steps to have loan properly approved.

Witness: J.F. Hall

REQUEST NO. 18: Provide any documents referring or related to the extension of the term of Central Bank Loan 943, including any modifications to the original loan agreements.

RESPONSE:

See Ex. F.

Witness: Kimberly Horton Miller

REQUEST NO. 19: Provide any documents referring or related to the extension of the term of Central Bank Loan 958, including any modifications to the original loan agreements.

RESPONSE:

See Ex. G.

Witness: Kimberly Horton Miller

REQUEST NO. 20: Provide any minutes of the Jessamine-South Elkhorn District board meetings referencing or relating to extension of the Central Bank Loan 943.

RESPONSE: None.

Witness: Kimberly Horton Miller

REQUEST NO. 21: Provide any minutes of the Jessamine-South Elkhorn District board meetings referencing or relating to extension of the Central Bank Loan 958.

RESPONSE: None.

Witness: Kimberly Horton Miller

REQUEST NO. 22: Identify each Jessamine-South Elkhorn District commissioner who voted to approve or deny an extension of the terms of Central Bank Loan 943, and any commissioners who did not vote but were on the board at the time of the vote.

RESPONSE: The minutes do not reveal that a vote was ever taken on the extension of Central Bank Loan 943.

Witness: Kimberly Horton Miller

REQUEST NO. 23: Identify each Jessamine-South Elkhorn District commissioner who voted to approve or deny an extension of the terms of Central Bank Loan 958, and any commissioners who did not vote but were on the board at the time of the vote.

RESPONSE: The minutes do not reveal that a vote was ever taken on the extension of Central Bank Loan 958.

Witness: Kimberly Horton Miller

REQUEST NO. 24: State whether Jessamine-South Elkhorn District sought approval from the Kentucky Public Service Commission for any extensions of the terms Central Bank Loan 943, and if so, provide any documentation related to the request for approvals.

RESPONSE: The Commissioners relied upon their counsel to take all steps to have the extension properly approved.

Witness: J.F. Hall

REQUEST NO. 25: State whether Jessamine-South Elkhorn District sought approval from the Kentucky Public Service Commission for any extensions of the terms Central Bank Loan 958, and if so, provide any documentation related to the request for approvals.

RESPONSE: The Commissioners relied upon their counsel to take all steps to have the extension properly approved.

Witness: J.F. Hall