

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF)
MOUNTAIN WATER DISTRICT FOR A) CASE NO. 2022-00367
GENERAL ADJUSTMENT OF SEWER RATES)

MOTION TO AMEND ORDER

Mountain Water District (“Mountain District”) moves to amend the Public Service Commission’s Order of October 31, 2023 to correct two errors in that Order that create uncertainty and confusion as to the rates that Mountain District may assess.

In support of its Motion, Mountain District states:

1. On February 23, 2023, Mountain District filed with the Public Service Commission an application for an adjustment of its rates for sewer service.

2. On October 31, 2023, the Public Service Commission issued an Order in which it denied “Mountain District’s application for an adjustment . . . as proposed” and ordered that “[t]he rates and charges set forth in Appendix A to this Order are approved for sewer service rendered on and after the date of this Order.”¹

3. Appendix A to the Order of October 31, 2023 contains only a comparison of “District Revised Charges” and “Staff Revised Charges” and a breakdown of Mountain District’s miscellaneous service revenues during the test period.

4. Appendix B to the Order of October 31, 2023 lists several rates and charges that “are prescribed for the customers in the area served by Mountain Water District” but, except for

¹ Order of October 31, 2023 at 26.

the fees related to sewer connections, does not expressly state that the rates are for sewer service. It specifically identifies the listed monthly rates as “**Monthly Water Rates.**”

5. Mountain District believes that the Public Service Commission intended to authorize Mountain District to charge the rates and charges set forth in Appendix B of the Order of October 31, 2023 for **sewer service**. However, the absence of any reference to Appendix B in the ordering paragraphs of the Order of October 31, 2023 and the reference to “Monthly Water Rates” in Appendix B create confusion and uncertainty as to the lawful rates that Mountain District may charge for sewer service.

WHEREFORE, Mountain District requests the Public Service Commission:

1. Amend the second numbered paragraph on page 26 of the Order of October 31, 2023 to read:

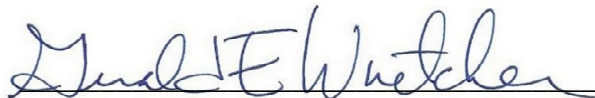
The rates and charges set forth in **Appendix B** of this Order are approved for the sewer service that Mountain District renders on and after the date of service of this Order.

2. Amend Appendix B of its Order of October 31, 2023 to substitute “Monthly Sewer Rates” for “Monthly Water Rates;” and

3. Order that these amendments are retroactive to October 31, 2023.

Dated: November 13, 2023

Respectfully submitted,

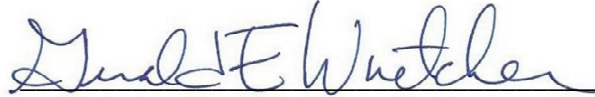


Gerald E. Wuetcher
Stoll Keenon Ogden PLLC
300 West Vine Street, Suite 2100
Lexington, Kentucky 40507-1801
Telephone: (859) 231-3017
Fax: (859) 259-3517
gerald.wuetcher@skofirm.com

Counsel for Mountain 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 November 13, 2023 and that no parties have been excused from electronic filing procedures.

A handwritten signature in blue ink, appearing to read "Gerald E. Wetcher". The signature is written in a cursive style with a horizontal line underneath.

Counsel for Mountain Water District