

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In re: the matter of:

ELECTRONIC APPLICATION OF CUMBERLAND	)	CASE NUMBER
FALLS HIGHWAY WATER DISTRICT FOR A	)	2022-00437
DEVIATION	)	

---

CUMBERLAND FALLS HIGHWAY WATER DEPARTMENT'S RESPONSE  
TO COMMISSION STAFF'S POST-HEARING REQUEST FOR INFORMATION

---

Comes now the Cumberland Falls Highway Water Department, by and through counsel, and for its Response to Commission Staff's Post-Hearing Request for Information, states and provides as follows:

REQUEST 1. Refer to the testimony of Ken Taylor regarding his email correspondence with Jeff Sparks. Provide the emails, including the dates sent, from Ken Taylor regarding his email correspondence with Jeff Sparks. Provide the emails, including the dates sent, from Ken Taylor to Jeff Sparks, in which the Contract for Extension of Water Main was referenced or attached.

RESPONSE: See attached, as follows: Emails sent from K. Taylor to J. Sparks dated January 25, 2021 with referenced attachments (technical specs and details<sup>1</sup>, line extension contract, contract for extension of water main, cost projections); Email sent from K. Taylor to J. Sparks dated December 28, 2021 (with the same attachments as contained in the January 25, 2021 email).  
Ken Taylor can attest to the information contained in this response.

REQUEST 2: Refer to the hearing testimony of Jeff Sparks and Ken Taylor regarding Jeff Sparks's email correspondence with Ken Taylor. Provide the e-mails, including the dates sent, from Jeff Sparks to Ken Taylor, in which the Contract for Extension of Water Main was referenced or attached.

RESPONSE: Not applicable. Jeffrey Sparks can attest to the information contained in this response.

REQUEST 3. Refer to the hearing testimony of Ken Taylor, Michael Baird, and Johnny Collette, generally, regarding Ken Taylor's business relationship with the

---

<sup>1</sup>Only the first page of this document is being provided due to the length of the document and lack of relevance to the Request.

Cumberland Falls Highway District. Provide an affidavit outlining Ken Taylor's relationship to Cumberland Falls Highway District, including his duties and responsibilities to Cumberland Falls Highway District. Include all instances in which Mr. Taylor is acting as a consultant, employee, contract employee, customer, advisor, agent for another party or any other capacity. In addition, if an employment contract exists, provide a copy of the executed contract.

RESPONSE: See attached affidavit, which is and can be attested to Kenneth Taylor.

REQUEST 4: Refer to the hearing testimony of Ken Taylor regarding his relationship with Cumberland Falls Highway District. Provide a list of all ongoing projects in which Ken Taylor is assisting developers and the developers are or will be seeking water lie extension reimbursement from Cumberland Falls Highway District.

RESPONSE: The only ongoing projects with CFHWD in which Kenneth Taylor is assisting developers are the projects with Jeffrey Sparks and Michael Sparks. Kenneth Taylor can attest to this information.

REQUEST 5: Refer to the hearing testimony of Johnny Collette, Malea Moses, and Michael Baird, generally, regarding the Extension of Water Main Tariff. Provide a list, including names and dates, of all previous instances in which Cumberland Falls Highway District has approved reimbursement pursuant to the Extension of Water Main Tariff.

RESPONSE: See attached spreadsheet, prepared and provided by CFHWD. Michael Baird, as manager, can attest to this information.

REQUEST 6: Refer to the hearing testimony of Michael Baird and Johnny Collette, generally, regarding written policies and procedures.

- a. State whether Cumberland Falls Highway District has an employee handbook. If so, provide a copy of the employee handbook.
- b. State whether Cumberland Falls Highway District has a formal policy or procedure regarding the Extension of Water Main Tariff. If so, provide a copy of the policy or procedure.

RESPONSE: Please see attached employee policy manual. CFHWD does not have a formal policy or procedure regarding the Extension of Water Main Tariff, with the exception of other documents previously provided relative to this action. Michael Baird, as manager, can attest to this information.

REQUEST 7: Refer to the hearing testimony of Johnny Collette, generally, regarding the accuracy of the district's minutes. Provide a list of each month which Mr. Collette

claims Cumberland Falls Highway District's meeting minutes were inaccurate. Provide documentary evidence, if any, which support Mr. Collette's statement that the minutes were inaccurate.

RESPONSE: Attached is a list provided by Mr. Collette regarding information in the minutes with which he disagrees. No documentary evidence exists in support of this information (although tapes of the meetings can be provided upon request). Johnny Collette can attest to the information contained in this response.

REQUEST 8: Provide an updated Application Exhibit C, Part 1 and Part 2, with corresponding dates, eliminating all duplicate pages and listings, and to include proof of purchase of 3/4-inch water pipeline.

RESPONSE: See attached. Jeffrey Sparks can attest to this information.

REQUEST 9: Provide the board of commissioners' meetings for February 2023 through the date of this Order, including any specially called meetings.

RESPONSE: See attached. Michael Baird, as manager, can attest to this information.

RESPECTFULLY SUBMITTED,

/s/ Amanda Hill

HON. AMANDA HILL  
400 SOUTH MAIN STREET  
P.O. BOX 1605  
CORBIN, KENTUCKY 40702  
TELEPHONE: (606) 528-7181  
FACSIMILE: (606) 528-7183  
ELECTRONIC MAIL: amanda@hill.legal

VERIFICATION


The MANAGER for the Cumberland Falls Highway Water Department, MICHAEL BAIRD, states that he has read the foregoing RESPONSES TO REQUEST FOR INFORMATION and certifies that the statements contained therein are true and correct to the best of his knowledge and belief.

*Mike Baird*

\_\_\_\_\_  
MICHAEL BAIRD

COMMONWEALTH OF KENTUCKY )  
  )  
COUNTY OF WHITLEY                           )

Subscribed, acknowledged and sworn to before me by Michael Baird on this the 5<sup>th</sup>  
day of my, 2023.

  
\_\_\_\_\_  
Amanda Hill  
NOTARY PUBLIC STATE AT LARGE  
My Commission Expires: 10/5/2026  
Commission ID No.: 59395  
MY COMMISSION EXPIRES 10/5/2026

## ATTACHMENTS

- (A) Emails from K. Taylor to J. Sparks where Contract for Extension of Water Main was referenced or attached.
- (B) Affidavit from K. Taylor.
- (C) List from CFHWD of all previous instances in which Cumberland Falls Highway District has approved reimbursement pursuant to the Extension of Water Main Tariff.
- (D) Employee Handbook.
- (E) List provided by Mr. Collette regarding information in the minutes with which he disagrees.
- (F) Updated Application Exhibit C, Part 1 and Part 2 from J. Sparks.
- (G) Minutes from February, 2023 to present.