

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

IN THE MATTER OF:

ELECTRONIC INVESTIGATION INTO POSSIBLE	}
VACANCIES ON THE BOARD OF COMMISSIONERS	}
OF CUMBERLAND COUNTY WATER DISTRICT	} CASE NO.
	} 2023-00234
	}
	}
	}
	}
	}

RESPONSE TO ORDER
&
MOTION TO RECONSIDER WITH
NOTICE OF SUPPLEMENT TO RECORD
&
MOTION FOR EXTENSION OF TIME

Comes now **CUMBERLAND WATER DISTRICT** (hereinafter “District”) in Response to Order entered January 5, 2024 declaring two vacancies on the District Board, and hereby re-asserts that Board Members J.R. Thacker and Mark Vibbert were duly appointed, and further moves the Commission to reconsider its findings, and in response to said Order supplies further documentation which said Order noted the Commission lacked. Further, and in light of this Motion, the District hereby timely requests an extension of the January 5th Order deadlines while the Court reviews and considers this Motion and the supplementation of the record attached hereto.

In support thereof, the District would state that Board Members J.R. Thacker and Mark Vibbert were duly appointed as further evidenced by the additional documentation filed herewith. Attached hereto, and in response to the Commission’s January 5, 2024 Order, are records documenting that Commissioner Mark Vibbert was appointed to fill the remainder of former

Commissioner Earl Branham's term on or about March 13, 2012, same ending in 2014, and Commissioner Tom Heinemann to finish the remainder of former Commissioner Gary Lee's term until 2015 (see attached). Also attached are records documenting the *re*-appointment of Mark Vibbert on or about May 9, 2017.

Finally, attached hereto are records from the October 2023 *Cumberland County Fiscal Court* Meeting documenting the timely appointment of J.R. Thacker to the District.

WHEREFORE, the undersigned requests the relief above requested.

Respectfully Submitted,

BY: /s/ Coleman M. Hurt
HON. COLEMAN M. HURT
P.O. BOX 414
BURKESVILLE, KENTUCKY 42717

CERTIFICATE OF SERVICE

The foregoing was served by electronic filing this 25th day of January 2024.

/s/ Coleman M. Hurt
HON. COLEMAN M. HURT