

COMMONWEALTH OF KENTUCKY
BEFORE THE KENTUCKY STATE BOARD ON
ELECTRIC GENERATION AND TRANSMISSION SITING

IN THE MATTER OF:

The Application of Dogwood Corners, LLC for a)
Certificate of Construction for an)
Approximately 125 Megawatt Merchant Electric) Case No. 2023-00246
Solar Generating Facility in Christian County, Kentucky)
Pursuant to KRS 270.700 and 807 KAR 5:10)

**CHRISTIAN COUNTY, KENTUCKY’S POST-HEARING REQUESTS FOR
INFORMATION FROM DOGWOOD CORNERS, LLC**

Christian County, Kentucky (hereinafter referred to as “Christian County”), by counsel, and pursuant to CR 33 and CR 34 hereby propounds the following Interrogatories and Requests for Production of Documents to Dogwood Corners, LLC, to answer under oath within thirty (30) days from the date of service hereof pursuant to the Kentucky Rules of Civil Procedure.

Pursuant to CR 26.05, these Interrogatories shall be deemed continuing in nature, requiring supplemental answers to Christian County, Kentucky’s Counsel if Dogwood Corners, LLC and/or its counsel obtain further information of the nature sought herein after the time the answers are served.

PREAMBLE

A. INSTRUCTIONS

1. All Interrogatories must be answered fully in writing in accordance with CR 33.

2. In the event any question cannot be fully answered after the exercise of reasonable diligence, as complete an answer as possible should be given and a detailed explanation of the reasons why a full answer cannot be given, stating what needs to be done in order to be in a position to answer fully and an estimation of when a full answer is forthcoming.

3. Each Interrogatory shall be set forth immediately prior to the answer thereto.
4. These Interrogatories encompass all responsive information that is in the possession, custody, or control of your past and present attorneys, agents, or other persons acting or purporting to act on your behalf, and not merely the information which you currently possess or of which you have personal knowledge.
5. In answering these Interrogatories, please make a diligent search of your records and other papers and materials in the possession, custody, or control of you or your past and present attorneys, agents, or other persons acting or purporting to act on your behalf.
6. If any Interrogatory calls for the identification of a document or thing, you may either: (a) provide a copy of the document or thing with your responses to these Interrogatories, or (b) describe the document or thing in sufficient detail that it can be obtained from you by a request for production or subpoena.
7. If you refuse to provide any responsive information or to identify a document or thing, state the nature of and facts supporting the privilege or other grounds for nondisclosure.
8. This Request for Production of Documents encompasses all of the identified documents and things in the possession, custody, or control of you, your past and present attorneys, agents, representatives, investigators, associates, and all persons acting or purporting to act on your behalf, and not merely those documents and things which you currently possess or of which you have personal knowledge. If you do not comply in full with any request because a document or thing is not in your possession, no longer exists, or for any other reason, so state in writing, specifying the reason for your inability to produce the document or thing.
9. In responding to this Request, please collate and identify each document or thing by the number of the Request for Production to which the document or thing is responsive. If a document or thing is responsive to more than one Request for Production, identify the number of each request to which the document or thing is responsive.
10. Whenever a document or group of documents is taken out of a file folder, file drawer, file box, or notebook, before the same is produced, please attach to the document or group of documents a copy of the label on the file folder, file drawer, file box, or notebook from which the document or group of documents was removed.
11. If you refuse to disclose any document or thing on grounds of privilege or other exemption or immunity from discovery, please identify the document by specifying its approximate date, its author, to whom it is addressed, to whom it was distributed, its present location or custodian, and its subject matter. If you refuse to disclose any thing on grounds of privilege or other exemption or immunity from discovery, identify the thing

by describing its character, use, originator, approximate date of origination, and its present location or custodian. In addition, state the nature of the privilege or other grounds for nondisclosure of any document or thing that you withhold and the facts supporting the privilege or other grounds for nondisclosure.

12. These requests are continuing in nature. You must timely supplement your responses to these requests if you discover or obtain additional information subsequent to your initial responses.

B. PRIVILEGED OR PROPRIETARY MATTER

If it is claimed that an answer to any Interrogatory is privileged, work product, or otherwise protected from disclosure, and such privilege or work product is asserted, identify such information by its subject matter and state with particularity the facts and grounds constituting the nature and basis for any such claims of privilege, work product, or other ground for nondisclosure. Any part of an answer to which you do not claim privilege or work product should be given in full. In the event any such privileged is claimed, a privilege log shall be attached.

C. CONTINUING DUTY TO SUPPLEMENT

These Interrogatories and Requests are continuing in nature so as to require you to file prompt supplementary and amended answers if you obtain further or different information relevant to any of these interrogatories.

INTERROGATORIES

1. Please state the name and address of all individuals Dogwood Corners, LLC contacted within the Dogwood Community regarding the project in question, and the date in which contact was attempted and/or made.

ANSWER:

REQUESTS FOR PRODUCTION OF DOCUMENTS

1. Please produce any and all documentation regarding Dogwood Corners, LLC's purported "attempts" to contact every resident of the Dogwood community regarding the

project in question and any writing evidencing such contacts or attempted contacts and any notes regarding same and any information provided.

RESPONSE:

2. Please produce any and all evidence mentioned by Seth Wilmore during the final hearing of this matter on February 7, 2024, evidencing Dogwood Corners, LLC's attempt to contact all adjoining residents of the project in question within the Dogwood community.

RESPONSE:

This 9th day of February, 2024.

/s/ Harold Mac Johns

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CERTIFICATE OF SERVICE

This is to certify that on the 9th day of February, 2024, a true and accurate copy of the foregoing document was electronically served upon the following:

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/s/ Harold Mac Johns

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