

**COMMONWEALTH OF KENTUCKY**  
**BEFORE THE PUBLIC SERVICE COMMISSION**

In the Matter of:

ELECTRONIC APPLICATION OF MAGOFFIN COUNTY	)	CASE NO.
WATER DISTRICT FOR A RATE ADJUSTMENT	)	2023-00299
PURSUANT TO 807 KAR 5:076	)	

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RESPONSE OF MAGOFFIN COUNTY WATER DISTRICT  
TO THE COMMISSION STAFF'S THIRD REQUEST FOR  
INFORMATION DATED MARCH 6, 2024

**COMMONWEALTH OF KENTUCKY**  
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WATER DISTRICT FOR A RATE ADJUSTMENT	)	2023-00299
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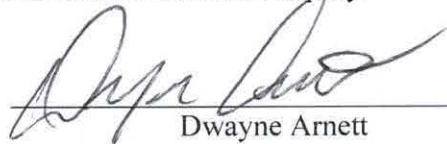
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**VERIFICATION OF DWAYNE ARNETT**


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COMMONWEALTH OF KENTUCKY      )  
  )  
COUNTY OF   MAGOFFIN                                    )

Dwayne Arnett, General Manager of Magoffin County Water District, states that he has supervised the preparation of certain responses to the Request for Information in the above-referenced case and that the matters and things set forth therein are true and accurate to the best of his knowledge, information and belief, formed after reasonable inquiry.

  
\_\_\_\_\_  
Dwayne Arnett

The foregoing Verification was signed, acknowledged and sworn to before me this 11 day of March, 2024, by Dwayne Arnett.

  
\_\_\_\_\_

Commission expiration: 11/14/2026

COMMONWEALTH OF KENTUCKY

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WATER DISTRICT FOR A RATE ADJUSTMENT ) 2023-00299  
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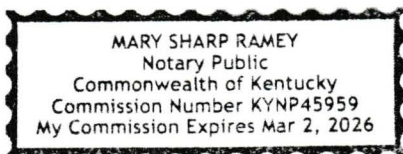
VERIFICATION OF ROBERT K. MILLER


COMMONWEALTH OF KENTUCKY )  
 )  
COUNTY OF JEFFERSON )

Robert K. Miller, of Kentucky Rural Water Association on behalf of Magoffin County Water District, states that he has supervised the preparation of certain responses to the Request for Information in the above-referenced case and that the matters and things set forth therein are true and accurate to the best of his knowledge, information and belief, formed after reasonable inquiry.

  
Robert K. Miller

The foregoing Verification was signed, acknowledged and sworn to before me this 11 day of March, 2024, by Robert K. Miller.



  
Commission expiration: March 2, 2026

**Magoffin County Water District  
Case No. 2023-00299  
Commission Staff's Third Request for Information**

**Witnesses:** Dwayne Arnett #5- 6  
Robert K. Miller #1-4

1. Refer to the response to filing deficiencies noted in the letter dated October 30, 2023, Exhibit A filed on November 7, 2023 and 807 KAR 5:076 Section 3(a)–(c). State whether Magoffin District provided notice to customers of the rate increase by mailings to customers, published in the newspaper of general circulation in Magoffin District’s service area, or published in a trade publication or newsletter delivered to all customers. If notification was published, provide the tear sheets showing the legal notice advertisement published by Magoffin District. If the notice was mailed to customers, provide a copy of the mailing and date of mailing.

**Response: Magoffin District provided notice to customers of the rate increase by publication on two separate occasions of three days each. See file 1\_Newspaper\_Affadavits**

2. Refer to 807 KAR 5:076 Section 5(1)(a). State whether Magoffin District posted, at its place of business, a copy of the notice no later than the date the application was submitted to the Commission. If not, explain why not.

**Response: Magoffin District confirms that they posted a copy of the Customer Notice at its place of business no later than the date the application was submitted to the Commission.**

3. Refer to 807 KAR 5:076 Section (5)(1)(b)(1) and (2). State whether Magoffin District, within five business days of the date of the application was submitted to the Commission, posted on its website a copy of the public notice and a hyperlink to the location on the Commission's website where the case documents are available. If yes, please submit any proof of notice on the website with instructions on where to locate said publication. If not, explain why not.

**Response: Magoffin District did not post a copy of the Customer Notice on its website. The contractor of Kentucky Rural Water Association typically provides these instructions for issuing the Customer Notice which does not include posting on the District's website:**

***“Attached are MSWord and PDF copies of the Customer Notice for the rate filing. The Customer Notice should be used verbatim. The notice must be published once before the application is filed and must be published once per week in the next two weeks (for a total of 3 times in consecutive weeks. Please proceed with advertisement in accordance with regulations for publication of legal notices for your utility. Let me know when this has been accomplished.”***

**Kentucky Rural Water Association contractors and Magoffin District will revise their practices for issuing Customer Notices in the future.**

4. Refer to the response to filing deficiencies noted in the letter dated October 30, 2023, Exhibit A filed on November 7, 2023. State whether Magoffin District has provided notice to customers reflecting the revenue requirement with the corrected test year. If so, provide the tear sheets showing the legal notice advertisement and any other documentation reflecting notice. If not, explain why not.

**Response: No, relying upon advice from the Kentucky Rural Water Association contractors, Magoffin District did not provide a third notice to customers of the rate increase after having already does so by publication on two separate occasions of three days each because the revised rate increase of 23.46% was substantially lower than previously advertised rate increase of 41.24%.**

5. Refer to Magoffin District's Response to Commission Staff's First Request for information (Staff's First Request), Item 1e, 1e\_Payroll.pdf.

a. Confirm the dates when the two field laborers, who are no longer with Magoffin District, ceased to be employed by Magoffin District.

**Response: Since January 1, 2021, there have been the following hiring transactions related to the field-laborer positions:**

**Field-Laborer 1**

**Ronald Gullett was injured on November 12, 2020 and went onto Workers Compensation. He ended employment on September 2, 2022 and was paid for unused vacation days in 2022.**

**Andrew Shepard was hired on January 7, 2021 to replace Ronald Gullett.**

**Field-Laborer 2**

**Devin Ousley ended employment on May 16, 2023.**

**Kelsie Blanton was hired on May 9, 2023 to replace Devin Ousley. Blanton ended employment on June 7, 2023.**

**Danny Auxier was hired on June 26, 2023 to replace Kelsie Blanton. Auxier ended employment on June 27, 2023.**

**Anthony Puckett was hired on July 4, 2023 to replace Danny Auxier.**

b. Confirm whether the two field-laborer position(s) will be filled or eliminated.

**Response: There are currently no vacant field-laborer positions. All previously vacant field-laborer positions have been filled.**

c. Confirm the part-time secretary's salary is \$1,750 per month.

**Response: Yes, the part-time secretary's salary is \$1,750/month.**

d. Confirm the number of full- and part-time employees currently employed by Magoffin District.

**Response: There are 8 full-time and 1 part-time employees currently employed by Magoffin District.**



6. Refer to Magoffin District's response to Staff's First Request, Item 3, 3\_Benefits\_Invoices.pdf. Confirm the policy types (employee only, family, etc.) held by the two employees who receive medical insurance through Magoffin District.

**Response: The two employees who receive medical insurance through Magoffin District are for a policy type of Employee Only.**