

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

**In the Matter of:**

<b>APPLICATION OF CORINTH WATER</b>	)	
<b>DISTRICT AND INDIVIDUAL</b>	)	
<b>COMMISSIONERS FOR AN EXTENSION OF</b>	)	
<b>TIME TO COMPLETE REQUIRED WATER</b>	)	
<b>DISTRICT MANAGEMENT TRAINING</b>	)	
	)	
	)	<b>CASE NO.</b>
	)	<b>2024-00153</b>

**APPLICATION**

Pursuant to KRS 74.020(9), Corinth Water District, and individual commissioner, Cherish Kennedy, by counsel, hereby submits this Application for an Enlargement or Extension of KRS 74.020(6) authorizing a less than six-month extension of time, until June 30, 2024, for Commissioner Kennedy to complete required water district training required for commissioners pursuant to KRS 74.020(6) to qualify for more than \$3,600.00 in salary for the calendar year ending December 31, 2023. In support of this Application, the parties state as follows:

1. The full name and address of Corinth Water District is, 215 Thomas Lane, P.O. Box 218, Corinth KY 41010.
2. Commissioner Kennedy full name and address is: Cherish Martha Kennedy, 995 Kieefer Road, Corinth, KY 41010.
3. Copies of all orders, pleadings, and other communications related to this proceeding should be directed to:

Derek Miles  
Attorney for Corinth Water District  
DBL LAW  
321 W. Main Street  
Suite 2100  
Louisville, KY 40202

4. Corinth Water District is not a corporation, limited liability company, or limited partnership. It has no articles of incorporation or partnership agreements.

5. Corinth Water District is a water district created pursuant to KRS Chapter 74.

6. KRS 365.015 does not require Corinth Water District to file a Certificate of Assumed Name.

7. Pursuant to KRS 74.020(6), Commissioner Kennedy is permitted to receive an annual salary of \$3,600 for her service as a commissioner for the Corinth Water District and may receive additional salary not more than \$6,000 if she completes a minimum of six instructional hours of water district management training approved by the Public Service Commission.

8. Commissioner Kennedy was appointed to the Corinth Water District on December 3, 2019 for a term set to expire on December 1, 2024. A copy of her appointment to the Corinth Water District's Board of Commissioners by the Grant County Judge Executive and the Grant County fiscal court minutes in which her appointment was approved is attached to this Application as **Exhibit 1**.

9. In the calendar year 2023, Commissioner Kennedy received more than \$3,600.00 in salary for her service as a commissioner for the Corinth Water District.

10. Because of her salary, Commissioner Kennedy was required to complete six (6) hours of commissioner training no later than December 31, 2023, pursuant to KRS 74.020(6).

11. In 2023, Commissioner Kennedy was going through a difficult divorce and had custody of her four small children which required Commissioner Kennedy's attention during this time.

12. Commissioner Kennedy is also self-employed running the roofing division of a

construction company. This is a demanding role, and Commissioner Kennedy was required to balance her employment with issues related to her divorce and caring for her four children throughout 2023.

13. As a result of her focus on her divorce and caring for her four children while going through the same, coupled with the demands of her employment during this time, Commissioner Kennedy inadvertently failed to complete her requisite training by her December 31, 2023 deadline to do so. Her failure to complete this training was not deliberate or willful.

14. When Commissioner Kennedy realized she had not completed her training, she took steps to rectify the situation and obtain additional training with the intent of applying it retroactively to her 2023 requirement.

15. Commissioner Kennedy has registered for a PSC-hosted training scheduled to take place on June 18-19, 2024 at Carter Caves State Park. Commissioner Kennedy intends to complete twelve (12) hours of training at this conference. Of these twelve (12) hours, she intends to apply six (6) retroactively to satisfy her 2023 training requirement, if permitted to do so by this Commission. The remaining six (6) hours will be applied to her 2024 training requirement.

16. Commissioner Kennedy will be required to take vacation time from her job in order to complete these twelve (12) hours of training and intends to do so in order to remain in compliance with her requirements set forth in KRS 74.

17. Pursuant to KRS 74.020(9), the Commission “may grant a reasonable extension of time, not to exceed six (6) months for completing the training requirements of [KRS 74.020] subsection (6). . .”

18. Because Commissioner Kennedy will complete 12 hours of training on June 18-19,

2024, the extension of time she requests now falls within the parameters set forth in KRS 74.020(9) of reasonable extensions the Commission may grant to complete training.

19. Corinth Water District and Commissioner Kennedy believe that they have shown good cause to allow for this extension and that the amount of time requested for the extension is reasonable.

20. Corinth Water District and Commissioner Kennedy request that the Public Service Commission grant Commissioner Kennedy an extension of time until June 30, 2024 to complete her commissioner training with the understanding that her intent is to complete such training several weeks before – no later than June 19, 2024.

**WHEREFORE**, Corinth Water District and Commissioner Kennedy respectfully request that the Public Service Commission:

1. Place this Application at the head of the Commission’s docket;
2. Issue an Order extending the time in which Commissioner Kennedy must complete six (6) instructional hours of water district management training to qualify for a salary above \$3,600.00 for the year ending December 31, 2023;
3. Issue an Order extending time in which Commissioner Kennedy is permitted to complete her 2023 commissioner training until June 30, 2024;
4. Grant any and all other relief to which Corinth Water District and Commissioner Kennedy may be entitled.

Respectfully submitted,

*/s/ Derek Miles*

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Derek Miles

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*Counsel for Corinth Water District*

*and its Commissioner Cherish Kennedy*

### **Certification**

I hereby certify that a copy of this Application has been served electronically on all parties of record through the use of the Commission's electronic filing system on this the 31<sup>st</sup> day of May 2024, and there are currently no parties that the Commission has excused from participation by electronic means. Pursuant to the Commission's July 22, 2021 Order in Case No. 2020-00085, a paper copy of this filing has not been transmitted to the Commission.

*/s/ Derek Miles*

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Derek Miles