

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

|                                     |   |                     |
|-------------------------------------|---|---------------------|
| ELECTRONIC APPLICATION OF KENTUCKY- | ) |                     |
| AMERICAN WATER COMPANY FOR AN       | ) | CASE NO. 2025-00122 |
| ADJUSTMENT OF RATES                 | ) |                     |

---

**LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT’S  
MOTION TO INTERVENE**

---

Lexington-Fayette Urban County Government (“LFUCG”), by counsel, hereby petitions the Kentucky Public Service Commission (“Commission”) pursuant to 807 KAR 5:001, Section 4(11) for intervention in the above-styled matter. In support of its motion, LFUCG states the following:

LFUCG is an urban county government established under KRS Chapter 67A. Its address is 200 East Main Street, Lexington, KY 40507.

The Commission has interpreted KRS 278.040(2) as requiring a person seeking intervention to have an interest in the rates or service of a utility as those are the only matters that are subject to the Commission’s jurisdiction. See Order, Kentucky Power Co., Case No. 2017-00179 (Ky. PSC June 19, 2017). LFUCG satisfies this requirement because it is a customer of Kentucky-American Water Company (“KAWC”). LFUCG annually pays millions of dollars to KAWC for service.

Administrative regulation 807 KAR 5:001, Section 4(11)(b) states:

The commission shall grant a person leave to intervene if the commission finds that he or she has made a timely motion for intervention and that he or she has a special interest in the case that is not otherwise adequately represented or that his or her

intervention is likely to present issues or to develop facts that assist the commission in fully considering the matter without unduly complicating or disrupting the proceedings.

LFUCG meets both these criteria. LFUCG has special interests in KAWC's rate case that will not otherwise be adequately represented. First and foremost, as one of KAWC's largest customers that takes service from a variety of rate classifications, no other party could adequately represent the many interests of LFUCG. Second, and relatedly, LFUCG is KAWC's largest customer of public fire hydrants, which is a unique rate classification. Based on information filed in recent KAWC rate cases, over 90% of KAWC's public fire hydrants are billed to LFUCG. Ultimately, no other party could adequately represent the special interests of LFUCG.

LFUCG is also likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings. In this particular case, LFUCG plans to address several issues, including hydrants and associated rates, return on equity, certain revenue requirement components, and unification of rates for acquired systems.

LFUCG desires to play a constructive role in this matter and isolate issues that are most important to it. LFUCG's focus will serve to neither unduly complicate nor disrupt the proceeding. LFUCG believes that its prior involvement in other cases before the Commission demonstrates its productive standing in the process.

Attorneys for LFUCG listed below possess the facilities to receive electronic transmission of all notices and messages related to this proceeding at the electronic mailing addresses listed below. All correspondence to LFUCG should be sent to the attorneys' addresses or email addresses listed below.

Accordingly, because LFUCG has a special interest in this case that is not otherwise adequately represented and because it is likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings. LFUCG respectfully requests intervention in this proceeding

Respectfully submitted,



---

STURGILL, TURNER, BARKER & MOLONEY, PLLC

M. Todd Osterloh

James W. Gardner

Rebecca Price

333 W. Vine Street, Suite 1500

Lexington, Kentucky 40507

Telephone No.: (859) 255-8581

Facsimile No.: (859) 231-0851

tosterloh@sturgillturner.com

jgardner@sturgillturner.com

rprice@sturgillturner.com

and

David J. Barberie, Commissioner of Law (Acting)

Gabriel Thatcher, Attorney Senior

Department of Law

200 East Main Street

Lexington, Kentucky 40507

(859) 258-3500

dbarberi@lexingtonky.gov

gthatcher@lexingtonky.gov

*Attorneys for Lexington-Fayette Urban County  
Government*