

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF BLUEGRASS	)	
WATER UTILITY OPERATING COMPANY, LLC	)	CASE NO.
FOR AN ADJUSTMENT OF WATER AND	)	2025-00354
SEWAGE RATES	)	

**THE ATTORNEY GENERAL’S RESPONSE TO COMPANY’S
FIRST REQUEST FOR INFORMATION**

Comes now the intervenor, the Attorney General of the Commonwealth of Kentucky, through his Office of Rate Intervention (“Attorney General”), and submits the following response to Bluegrass Water Utility Operating Company, LLC (hereinafter “Bluegrass Water” or the “Company”) Request for Information in the above-styled matter.

[REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]

Respectfully submitted,

RUSSELL COLEMAN
ATTORNEY GENERAL

A handwritten signature in blue ink, appearing to read "Thomas Lacy".

T. TOLAND LACY
J. MICHAEL WEST
LAWRENCE W. COOK
ANGELA M. GOAD
JOHN G. HORNE II
ASSISTANT ATTORNEYS GENERAL
1024 CAPITAL CENTER DRIVE, STE. 200
FRANKFORT, KY 40601-8204
PHONE: (502) 696-5433
FAX: (502) 564-2698
Thomas.Lacy@ky.gov
Michael.West@ky.gov
Larry.Cook@ky.gov
Angela.Goad@ky.gov
John.Horne@ky.gov

Certificate of Service and Filing

Pursuant to the Commission's Orders and in accord with all other applicable law, Counsel certifies that, on September 3, 2026 an electronic copy of the foregoing was served via the Commission's electronic filing system.

This 3rd day of September, 2026.



Assistant Attorney General

WITNESS RESPONSIBLE:
JOHN DEFEVER
COUNSEL AS TO OBJECTION

QUESTION NO. 1
Page 1 of 1

Please refer to Appendix I – Qualifications of John DeFever, which is attached to the Direct Testimony of John DeFever. Please identify Mr. DeFever’s specific experience (by proceeding caption and case number) testifying in rate cases. Please provide a copy of or link to any written testimony of Mr. DeFever in each such case.

RESPONSE:

Objection. This request is overly burdensome as I have been employed with Larkin & Associates over 17 years and the firm does not retain/organize records in a manner that would facilitate providing this information. Public copies of testimonies filed by me are available on the respective Commission websites.

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 2
Page 1 of 1

Please state whether you have evaluated the effects your recommendations will have on Bluegrass Water's financial integrity and provide all such studies, analyses, and related documents and calculations, including any in electronic format. In the event you have evaluated such effects, please identify your conclusion(s) and describe in detail the basis for those conclusions.

RESPONSE:

I have not evaluated the effects of my recommendations on Bluegrass Water's financial integrity.

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 3
Page 1 of 1

Please state whether you have evaluated the effects your recommendations will have on Bluegrass Water's credit ratings and provide all such studies, analyses, and related documents and calculations, including any in electronic format. In the event you have evaluated such effects, please identify your conclusion(s) and describe in detail the basis for those conclusions.

RESPONSE:

I have not evaluated the effects of my recommendations on Bluegrass Water's credit ratings.

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 4
Page 1 of 1

Please state whether you have evaluated the effects your recommendations will have on Bluegrass Water's ability to borrow funds in the marketplace or the interest rates Bluegrass Water would pay if your recommendations are accepted by the Commission, and provide all such studies, analyses, and related documents and calculations, including any in electronic format. In the event you have evaluated such effects, please identify your conclusion(s) and describe in detail the basis for those conclusions.

RESPONSE:

I have not evaluated the effects of my recommendations on Bluegrass Water's ability to borrow funds.

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 5
Page 1 of 1

Please state whether you have evaluated the effects your recommendations will have on Bluegrass Water's ability to maintain any debt service coverage ratios contained within Bluegrass Water's credit facility approved by the Commission in Case No. 2022-00217 if your recommendations are accepted by the Commission, and provide all such studies, analyses, and related documents and calculations, including any in electronic format. In the event you have evaluated such effects, please identify your conclusion(s) and describe in detail the basis for those conclusions.

RESPONSE:

I have not evaluated the effects of my recommendations on Bluegrass Water's ability to maintain any debt service coverage ratios contained with its credit facility approved by the Commission in Case No. 2022-00217.

WITNESS RESPONSIBLE:
NO WITNESS IDENTIFIED IN REQUEST
COUNSEL AS TO OBJECTION

QUESTION NO. 6
Page 1 of 1

Please identify and provide a copy of all engagement letters or agreements by which Mr. DeFever was engaged to testify on your behalf in this matter.

RESPONSE:

Objection. This question seeks attorney work product and/or materials covered by the attorney client privilege(s) pursuant to the Kentucky Supreme Court Rule 3.130, Rules of Professional Conduct Rule 3.130 (1.6).¹

¹ KY ST S CT RULE 3.130, RPC Rule 3.130 (1.6).

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 7
Page 1 of 1

To the extent not already provided, please provide any other calculations, workpapers, and other documents used to derive each adjustment shown in the Exhibits to the Direct Testimony of Mr. DeFever. Please provide these documents in electronic format with all formulas intact. For each input and for each amount listed in the exhibit, please provide the source of the input or amount and a record citation.

RESPONSE:

Workpapers are provided as Defever Workpapers.

WITNESS RESPONSIBLE:
NO WITNESS IDENTIFIED IN REQUEST
COUNSEL AS TO OBJECTION

QUESTION NO. 8
Page 1 of 1

Does the Attorney General have a policy addressed at determining when to seek intervention in a utility's rate adjustment proceeding? If so, please provide a copy of the written policy or summarize an oral policy.

RESPONSE:

Objection. Counsel for Bluegrass Water appears to be posing this question to the Attorney General. Pursuant to the Kentucky Supreme Court Rule 3.130, Rules of Professional Conduct Rule 3.130(3.7), a lawyer shall not act as an advocate at a trial in which the lawyer is likely to be a necessary witness. Thus, counsel for the Attorney General cannot testify in this proceeding.²

² KY ST S CT RULE 3.130, RPC Rule 3.130 (3.7).

WITNESS RESPONSIBLE:
NO WITNESS IDENTIFIED IN REQUEST
COUNSEL AS TO OBJECTION

QUESTION NO. 9
Page 1 of 1

Please provide a copy of all documents showing communications between the Attorney General and any representative of Scott County regarding, arising out of, or related to this case.

RESPONSE:

Objection. This question seeks attorney work product and/or materials covered by the attorney client privilege(s) pursuant to the Kentucky Supreme Court Rule 3.130, Rules of Professional Conduct Rule 3.130 (1.6).³

³ KY ST S CT RULE 3.130, RPC Rule 3.130 (1.6).

WITNESS RESPONSIBLE:
NO WITNESS IDENTIFIED IN REQUEST
COUNSEL AS TO OBJECTION

QUESTION NO. 10
Page 1 of 1

Please provide a copy of all documents showing communications between the Attorney General and any person (including, but not limited to, elected or appointed officials at any level of government) not a party to this case regarding, arising out of, or related to this case.

RESPONSE:

Objection. This question seeks attorney work product and/or materials covered by the attorney client privilege(s) pursuant to the Kentucky Supreme Court Rule 3.130, Rules of Professional Conduct Rule 3.130 (1.6).⁴ Additionally, Counsel for Bluegrass Water appears to be posing this question to the Attorney General. Pursuant to the Kentucky Supreme Court Rule 3.130, Rules of Professional Conduct Rule 3.130 (3.7), a lawyer shall not act as an advocate at a trial in which the lawyer is likely to be a necessary witness. Thus, counsel for the Attorney General cannot testify in this proceeding.⁵ Further, this question may implicate a joint defense privilege.

⁴ KY ST S CT RULE 3.130, RPC Rule 3.130 (1.6).

⁵ KY ST S CT RULE 3.130, RPC Rule 3.130 (3.7).

WITNESS RESPONSIBLE:
NO WITNESS IDENTIFIED IN REQUEST
COUNSEL AS TO OBJECTION

QUESTION NO. 11
Page 1 of 1

Please explain whether Mr. DeFever was paid by the Office of the Attorney General, Scott County, or both intervenors in exchange for his written testimony in this case.

RESPONSE:

Objection. Counsel for Bluegrass Water has failed to identify a witness to respond to this question, but instead is posing the question to the Attorney General. Pursuant to the Kentucky Supreme Court Rule 3.130, Rules of Professional Conduct Rule 3.130 (3.7), a lawyer shall not act as an advocate at a trial in which the lawyer is likely to be a necessary witness. Thus, counsel for the Attorney General cannot testify in this proceeding.⁶ Without waiving said objection, please refer to Kentucky Office of The Attorney General Scott County, Kentucky Witness Sharing Agreement filed into the record on February 13, 2026.

⁶ KY ST S CT RULE 3.130, RPC Rule 3.130 (3.7).

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 12
Page 1 of 1

Please refer to the Direct Testimony of Mr. DeFever at Page 3, Section III. A., relating to Randview Stranded Costs. Please explain how Mr. DeFever's recommendation to not allow recovery of the stranded cost of the Company's investment into the Randview system is consistent with the Commonwealth's recognized public policy to encourage regionalization and consolidation of wastewater systems to create economies of scale and to eliminate wasteful duplication of fragmented wastewater systems.

RESPONSE:

I am not aware of any inconsistency between my recommendation and the aforementioned public policy as it is not my understanding that the policy requires ratepayers to assume all related risks.

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 13
Page 1 of 1

Please refer to the Direct Testimony of Mr. DeFever at Page 3, Section III. A., relating to Randview Stranded Costs. Please explain whether it is Mr. DeFever's position that there should be no incentive for larger, adequately capitalized utilities to invest in small, distressed wastewater systems and integrate them into the utility's operations, despite the Commonwealth's stated policy of encouragement.

RESPONSE:

It is not my position that there should be no incentive for larger, adequately capitalized utilities to invest in small, distressed wastewater systems and integrate them into the utility's operations.

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 14
Page 1 of 1

Please refer to the Direct Testimony of Mr. DeFever at Page 3, Section III. A., relating to Randview Stranded Costs. Is it Mr. DeFever's position that denying recovery of stranded costs for an investment into a distressed system creates a chilling effect on utilities investing in distressed systems in the future? Please explain your answer.

RESPONSE:

It is not my position that denying these specific costs will create a chilling effect on utilities investing in distressed systems in the future. I am unaware of any studies or support for this position and am unaware that the utilities involved in such an investment would assume that such costs would be recoverable from ratepayers.

WITNESS RESPONSIBLE:
JOHN DEFEVER
COUNSEL AS TO OBJECTION

QUESTION NO. 15
Page 1 of 2

Please refer to the Direct Testimony of Mr. DeFever at Page 3, Section III. A.,
relating to Randview Stranded Costs.

- a. Please advise whether Mr. DeFever is aware of the circumstances that led to the sale of the Randview system? Please explain your answer.
- b. Please advise whether Mr. DeFever's recommendation would change if he was aware the Randview system was sold to the City of Mayfield due to the City of Mayfield's threat to annex the Randview system. Please explain your answer.
- c. Please advise whether Mr. DeFever believes that Bluegrass Water should have allowed the City of Mayfield to annex the Randview system, which would have resulted in compensation of \$0 for the assets. Please explain your answer.
- d. Please confirm that Mr. DeFever believes that utilities in Kentucky should be disincentivized from maximizing the value of its assets to benefit the ratepayers of those utilities. If not confirmed, please advise how Mr. DeFever's position of denying recovery of the stranded costs of the Randview system incentivizes Kentucky utilities to maximize the value of its assets for the benefit of ratepayers, considering that the alternative to Bluegrass Water was to allow the Randview system to be annexed for no compensation.

WITNESS RESPONSIBLE:
JOHN DEFEVER
COUNSEL AS TO OBJECTION

QUESTION NO. 15
Page 2 of 2

OBJECTION:

This question assumes facts that have not been entered into evidence and makes certain legal conclusions the Attorney General and its witness cannot confirm or deny in this Response. Without waiving said objection, see the below response of Witness Defever.

RESPONSE:

- a. I am aware to the extent of my review of testimony and discovery in this case.
- b. That information does not impact my recommendation. In my opinion, this risk should be the burden of the Company and its shareholders, not the ratepayers who did not make any of the related decisions.
- c. That is not my opinion. I do not have an opinion on the Company's decision regarding this issue.
- d. It is not my position that utilities in Kentucky should be disincentivized from maximizing the value of its assets to benefit the ratepayers of those utilities. While my recommendation may not incentivize Kentucky utilities to maximize the value of its assets for the benefit of ratepayers, it is not my opinion that this single recommendation would have the outcome of disincentivizing utilities from maximizing the value of their assets for the benefit of ratepayers.

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 16
Page 1 of 1

Please refer to the Direct Testimony of Mr. DeFever at Page 5, Section III. B., relating to Cash Working Capital. Please also refer to the Commission's February 14, 2024 Order in Case No. 2022-00432, page 41 and the Commission's August 2, 2021 Order in Case No. 202000290, page 54. Please explain why Mr. DeFever is advocating against the Commission's precedent, which found that the 1/8th approach to calculating cash working capital is reasonable for Bluegrass Water, particularly given its size and relative sophistication.

RESPONSE:

As explained in my testimony, I recommend against the 1/8th approach because it is inaccurate and can harm ratepayers by calculating a cash working capital deficiency when there is actually a cash working capital surplus.

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 17
Page 1 of 1

Please refer to the Direct Testimony of Mr. DeFever at Page 5, Section III. B., relating to Cash Working Capital. Please also refer to the Commission's February 14, 2024 Order in Case No. 2022-00432, page 41 and the Commission's August 2, 2021 Order in Case No. 2020 00290, page 54.

- a. Is it Mr. DeFever's position that Bluegrass Water should increase rate case expense by conducting a lead-lag study in the future despite the Commission's precedent that Bluegrass Water's use of the 1/8 method is reasonable given its size and relative sophistication? Please explain your answer.
- b. Please explain the impact increased rate case expenses has on the rates paid by Bluegrass Water's ratepayers.

RESPONSE:

- a. As explained in my testimony and above, I recommend against the 1/8th approach because it is inaccurate and can harm ratepayers by calculating a cash working capital deficiency when there is actually a cash working capital surplus. Although the use of a lead-lag study may increase rate expense the results may decrease cash working capital.
- b. Increased rate case expense would have the effect of increasing rates paid by Bluegrass Water's ratepayers.

WITNESS RESPONSIBLE:
JOHN DEFEVER
COUNSEL AS TO OBJECTION

QUESTION NO. 18
Page 1 of 1

Please refer to the Direct Testimony of Mr. DeFever at Page 8-9, Section IV. C., relating to Late Fees. Please explain how requiring the invoiced late fees to be amortized over a period of three years is consistent with cost-of-service causation principles.

RESPONSE: Objection. This question is misleading as my recommendation was not to amortize the total invoiced late fees but only the over-collected amount. The three-year amortization period was chosen to reflect the Company's average time between rate cases.

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 19
Page 1 of 1

Please refer to the Direct Testimony of Mr. DeFever at Page 8-9, Section IV. C., relating to Late Fees.

a. Please provide the supporting Commission precedent, justification, or rationale as to why the 2025 annual amount of invoiced late fees was used to adjust the Company's forecasted revenue, rather than the amount from 2024 or the forecasted amount from 2026.

b. Please refer to the Direct Testimony of Mr. DeFever at Page 17, Section IV. G where Mr. DeFever recommends using an average of historical uncollectible expense. Please explain why an average of the actual amounts of collected late fees would not provide a more accurate expectation of collected late fees.

RESPONSE:

- a. As stated in my testimony, 2025 is the most known and measurable amount as it is the most recent full year.
- b. I could not use an average of actual collected late fees for water as the Company did not collect late fees for water. For wastewater, the 2024 amounts were not appropriate for use. The Company stated the following about the 2024 amounts in the Redlined Direct Testimony of Brent Thies, p.51:

“There was a large jump in late payment revenues in April 2024 as it took some time after the issuance of the 2022 Order on February 14, 2024, to include in the billing system.”

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 20
Page 1 of 1

Please refer to the Direct Testimony of Mr. DeFever at Pages 9-11, Section IV. D., relating to Health Insurance Premiums. Please explain whether it is Mr. DeFever's position that only allowing recovery of employee health care expenses in accordance with the BLS average allows the Company to attract and retain talented employees. Provide copies of all documents or other information upon which Mr. DeFever bases his position.

RESPONSE:

I am unaware of any studies or other support for the position that only allowing recovery of employee health care expenses in accordance with the BLS average will not allow the Company to attract and retain talented employees.

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 21
Page 1 of 1

Please refer to the Direct Testimony of Mr. DeFever at Page 12, Section IV. E., relating to Lobbying Expenses, and to Exhibit JD-1 – Schedule C. Please refer also to the Company's Response to the Office of the Attorney General's Request for Information 1-61. Please provide the supporting Commission precedent, justification, or rationale for removing the lobbying expenses directly from the Company's net operating income, rather than the Company's reported allocated employee costs.

RESPONSE:

My testimony recommends the removal of lobbying amounts as provided by the Company in the response to AG 1-61. Generally, I make my adjustments to the Company's requested revenue requirement. If the Company's concern is overlap between this and my other adjustments, it is not my intent to double count any reductions. If the Commission's acceptance of my recommendations results in any overlaps, those reductions may need to be adjusted.

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 22
Page 1 of 1

Please refer to the Direct Testimony of Mr. DeFever at Pages 12-14, Section IV. F., relating to Rate Case Expenses. Please refer also to the Company's Response to the Office of the Attorney General's Fourth Request for Information No. 16 and the corresponding Exhibit OAG 4 16 – Wastewater Rate Case Expense. Please explain why Mr. DeFever recommends amortizing the remaining portion of the Company's 2022 rate case expense over a longer period of three years, when the Company has proposed that such expense will be fully amortized by the end of the forecasted test year.

RESPONSE:

As discussed in my testimony, if the remaining portion of the 2022 rate case expense is allowed in rates in this case, that amount will be collected each year until the next rate case despite being fully amortized by the end of the forecasted test year.

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 23
Page 1 of 1

Please refer to the Direct Testimony of Mr. DeFever at Page 18, Section IV. G., relating to Uncollectible Expenses. Please explain why Mr. DeFever selectively excluded the year 2024 from the statistical average of net write-offs for wastewater. Please provide the Commission precedent, justification, or rationale for doing so.

RESPONSE:

As discussed in my testimony, the rationale for excluding the 2024 amount was that it was an anomaly and therefore less likely to be representative of future years' costs.

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 24
Page 1 of 1

Please refer to the Direct Testimony of Mr. DeFever at Page 18, Section IV. G., relating to Uncollectible Expenses. Please provide the impact on Mr. DeFever's recommended methodology if the year 2024 is included in the average of net write-offs to revenues for wastewater.

RESPONSE:

If the 2024 amounts were included, the methodology would be the use of a four-year average instead of a three-year average. For wastewater, the four-year average would result in a .80% ratio and a reduction of \$4,650.

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 25
Page 1 of 1

Please refer to the Direct Testimony of Mr. DeFever at Pages 19-20, Section IV.

H., relating to Allocated Costs. Please provide the Commission precedent, justification, or rationale for using the allocated costs from a single year (2025), without consideration of inflation or other economic factors, to calculate allocated costs for the forecasted test period.

RESPONSE:

The reason for not applying inflation is that inflation for this cost is not known and measurable. As shown in the chart on page 19 of my testimony, this cost fluctuates over time. As such, it cannot be assumed that the cost will increase in the forecasted test period. As stated in my testimony, I used the 2025 calendar year amounts because the Company changed its allocation methodology in 2024.

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 26
Page 1 of 1

Please refer to the Direct Testimony of Mr. DeFever at Pages 20-22, Section IV. I., relating to Unaccounted for Water. Please explain whether it is Mr. DeFever's position that the Company should be required to install meters across all water systems in order to track unaccounted for water. If the answer is yes, please explain whether it is Mr. DeFever's position that the Company should be able to recover this expense from its water customers through higher rates, given that such a requirement would increase the Company's rate base.

RESPONSE:

807 KAR 5:066, Water states the following:

Section 6. Water Supply Measurement. (1) Measuring devices. Each utility shall install a suitable measuring device at each source of supply so that a record may be maintained of the quantity of water produced by each source.

If installing meters is required, it is reasonable to recover the expense from water customers. However, higher rates are not assumed as the cost may be offset by a reduction for unaccounted for water.

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 27
Page 1 of 2

Please refer to the Direct Testimony of Mr. DeFever at Page 21, Section IV. I., relating to Unaccounted for Water.

- a. Please provide the justification for using Kentucky American Water Company, Graves County Water District, Bath County Water District, Allen County Water District, and North McLean County Water District in Mr. DeFever's proxy group for calculation of an average of unaccounted for water loss in excess of 15%. Please identify and explain the specific characteristics of these entities which make them representative of Bluegrass Water.
- b. Please explain why the calculated average is representative of the Company's actual unaccounted for water loss, given that the Company's water operations are unmetered.
- c. Please provide all evidence available to Mr. DeFever that the Company's actual unaccounted for water loss exceeds 15%.

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 27
Page 2 of 2

RESPONSE:

- a. They were chosen because they were water utilities located in Kentucky.
- b. As discussed in my testimony, due to lack of information provided by the Company, I used the most representative information that I was aware of, the unaccounted for water percentages from 5 other Kentucky water utilities.
- c. The Company was asked to provide the amount of unaccounted for water loss over 15% in AG-1-73. The Company replied that it did not have the water meters to calculate the amount. As discussed in my testimony, I used five Kentucky water companies as proxies to make my adjustment. This evidence as provided in my testimony and exhibit are all of the evidence of which I am aware.

WITNESS RESPONSIBLE:
NO WITNESS IDENTIFIED IN REQUEST
COUNSEL AS TO OBJECTION

QUESTION NO. 28
Page 1 of 1

Please refer to the Direct Testimony of Mr. Michael Gorman at 14:6-9. Please confirm that Mr. Gorman was provided a copy of Mr. DeFever's Direct Testimony prior to preparing his own testimony. Please provide a copy of all documents showing communications between Mr. Gorman and Mr. DeFever relating to this case or to the filing of testimony.

RESPONSE:

Response:

Objection. This question seeks attorney work product and/or materials covered by the attorney client privilege(s) pursuant to the Kentucky Supreme Court Rule 3.130, Rules of Professional Conduct Rule 3.130 (1.6).⁷

⁷ KY ST S CT RULE 3.130, RPC Rule 3.130 (1.6).

WITNESS RESPONSIBLE:
JOHN DEFEVER

QUESTION NO. 29
Page 1 of 1

29. Please refer to Exhibit JD-1 and Exhibit JD-2.

a. Please confirm that Mr. DeFever's proposed revenue requirement for the Company's wastewater operations is \$5,183,677, which is only \$162,466 less than what the Company proposed.

b. Please also confirm that Mr. DeFever's proposed revenue requirement for the Company's water operations is \$356,884, which is only \$4,494 less than what the Company proposed.

RESPONSE:

a. During the process of responding to these data requests, errors were discovered in my schedules which impact the response to this question. Updated schedules will be filed shortly. As such, I can confirm that this amount is not my proposed revenue requirement.

b. See response to subpart a.

WITNESS RESPONSIBLE:
NO WITNESS IDENTIFIED IN REQUEST
COUNSEL AS TO OBJECTION

QUESTION NO. 30
Page 1 of 1

Please refer to the Direct Testimony and Exhibits of Michael P. Gorman filed on behalf of Scott County, Kentucky. Does the Attorney General agree with recommended allocation

RESPONSE:

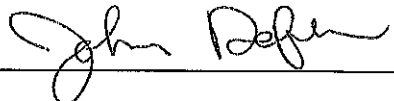
Objection. Counsel for Bluegrass Water has failed to identify a witness to respond to this question, but instead is posing the question to the Attorney General. Pursuant to the Kentucky Supreme Court Rule 3.130, Rules of Professional Conduct Rule 3.130 (3.7), a lawyer shall not act as an advocate at a trial in which the lawyer is likely to be a necessary witness. Thus, counsel for the Attorney General cannot testify in this proceeding.⁸ Without waiving said objection, the Attorney General advises that has not retained the services of Michael P. Gorman.

⁸ KY ST S CT RULE 3.130, RPC Rule 3.130 (1.6).

AFFIDAVIT

STATE OF MICHIGAN)
COUNTY OF WAYNE)

John Defever, Senior Regulatory Consultant, being duly sworn, states that his responses in the above referenced case are true and accurate to the best of his knowledge, information and belief.



John Defever

Sworn to and subscribed before me on this 3rd day of September 2026.



Notary Public

CHRISTINE MILLER
NOTARY PUBLIC, STATE OF MI
COUNTY OF WAYNE
MY COMMISSION EXPIRES Nov 8, 2028
ACTING IN COUNTY OF

Wayne