

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF KENTUCKY-
AMERICAN WATER COMPANY FOR AN
ADJUSTMENT OF RATES, APPROVAL OF
SYSTEM IMPROVEMENT PROGRAM, AND
TARIFF CHANGES

Case No. 2026-00094

Georgetown Municipal Water and Sewer Service
Reply re its Motion to Intervene

Georgetown Municipal Water and Sewer Service (“GMWSS”), which has moved for intervention in this case, hereby briefly replies (through counsel) to the Response by Kentucky-American Water Company (“KAWC”) filed 6/9/26.

1. Intervention is to be granted to GMWSS if it “has an interest in the case that is not otherwise adequately represented” or if its 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.” 807 KAR 5:001 §4(11)(b). GMWSS’s Motion to Intervene (pp.2-3) shows how it meets both criteria.

2. KAWC’s Response and its subsequent Notice of Retraction (filed 6/12/26) actually highlight that GMWSS’s intervention will develop facts that assist the Commission in considering KAWC’s requested rate increase. The affidavits attached to GMWSS’s Motion and KAWC’s Response show a nearly 50 million gallons difference in GMWSS’s information about water taken for resale in 2026 and that shown on KAWC’s records as billed to GMWSS for 2026. As stated in its Notice of Retraction (p.1), “KAWC has become aware that the usage amounts in the GMWSS Motion and in its supporting affidavit are generally correct.”

3. GMWSS's Motion thus has brought to light significant Sale for Resale volumes during the Base Year that are not reflected in KAWC's present Application or support for its proposed rates. Allowance of GMWSS's intervention is the only means to fully develop the facts about its concentrated usage of KAWC's Sale for Resale usage (which occurred during February-March 2026) and to consider issues relating to Sale for Resale service and fair, just, and reasonable rates therefor.

4. KAWC's suggestion that granting GMWSS intervention will unduly complicate this case was on the expressed assumption that the amounts presented in Mr. Azevedo's affidavit and the Motion were incorrect; the Notice of Retraction concedes that the GMWSS-presented amounts are "generally correct." GMWSS was not granted intervention before the deadline (6/12/26) set for initial requests for information to KAWC set in the 5/27/26 scheduling Order; to avoid any disruption to the set schedule, GMWSS commits to making use of the "supplemental requests" opportunity (7/16/26 deadline) to obtain information from KAWC rather than asking for an extension or modification of the existing schedule.

5. In addition, the acknowledged general correctness of the usage numbers presented in GMWSS's Motion and supporting affidavit confirms GMWSS's specialized interest in this case. This usage appears to make GMWSS one of KAWC's largest customers in the Base Year, and the largest in a unique rate classification (Sale for Resale). The Commission cited such status (in the unique classification relating to public fire hydrants) in granting intervention to LFUCG. *See* 6/4/26 Order p.3. The Commission also found that LFUCG's interests were not adequately represented by the Attorney General. *Id.* KRS 367.150(8)(b) tasks the Attorney General with representing consumers generally — not specific interests such as GMWSS's, particularly with respect to water purchased for resale rather than consumption.

Respectfully submitted,

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