

Michael Litafik
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July 16, 2009

Mr. David Armstrong, Commissioner
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, Kentucky 40601

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COMMISSION

RE: **Mountain Water District**
Case No. 2009-00209

Dear Commissioner Armstrong:

I appreciated the opportunity to meet with you and other Public Service Commission representatives last week to address concerns related to my eligibility to continue to serve as a Commissioner of Mountain Water District. In my opinion, sufficient documentation and testimony were provided to the PSC to support my position that I meet the statutory requirements for a water district commissioner.

In particular, I want to reiterate that KRS 74.020 states "... Members of the board shall be residents of the district or of any incorporated or unincorporated area served by the district in which the district was originally established..." The maps and testimony given in the hearing clearly illustrate that Mountain Water District has provided water service to several customers located within the incorporated area of Pikeville since the District's inception. Given these facts, it seems clear to me that I meet the residency requirements for a water district board member regardless of the change in the statute authorized in the most recent legislative session.

Additionally, given my ownership interest in businesses that are presently served by Mountain Water District, I meet the revised statutory requirements as a current "customer" of the District.

Despite the fact that I currently reside in Pikeville, I am still a resident of Pike County and continue to have a personal and professional interest in moving Pike County forward. In that context, I want to continue to serve as a Commissioner of Mountain Water District and hope to receive the Public Service Commission's concurrence in this matter in the near future.

Sincerely,



Mike Litafik