

**BATES & SKIDMORE**

ATTORNEYS AT LAW  
415 W. MAIN STREET, SUITE 2  
FRANKFORT, KENTUCKY 40601  
PH: 502-352-2930  
FAX: 502-352-2931  
BatesAndSkidmore@gmail.com

RECEIVED

SEP 30 2014

PUBLIC SERVICE  
COMMISSION

JACK B. BATES

IRIS G. SKIDMORE

**Via Hand-Delivery**

September 30, 2014

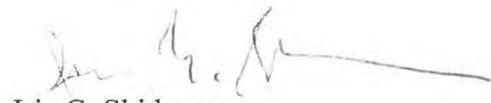
Mr. Jeff Derouen  
Executive Director  
Kentucky Public Service Commission  
211 Sower Blvd.  
Frankfort, KY 40601

**Re: Case No. 2012-00428: Consideration of the Implementation of Smart Grid  
and Smart Meter Technologies**

Dear Mr. Derouen:

Enclosed for filing in the above styled action are an original and fourteen copies of the Response of Community Action Council for Lexington-Fayette, Bourbon, Harrison, and Nicholas Counties, Inc. to Commission Staff's Second Information Request.

Sincerely,



Iris G. Skidmore

Enclosure

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

SEP 30 2014

PUBLIC SERVICE  
COMMISSION

In the Matter of:

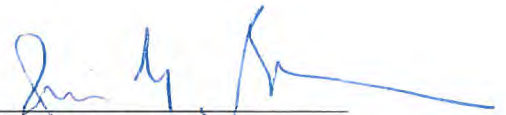
CONSIDERATION OF THE IMPLEMENTATION )  
OF SMART GRID AND SMART METER ) CASE NO.  
TECHNOLOGIES ) 2012-00428

**RESPONSES OF COMMUNITY ACTION COUNCIL FOR LEXINGTON-FAYETTE,  
BOURBON, HARRISON, AND NICHOLAS COUNTIES, INC. TO COMMISSION  
STAFF'S SECOND INFORMATION REQUEST**

\* \* \* \* \*

Comes the Community Action Council for Lexington-Fayette, Bourbon, Harrison and Nicholas Counties, Inc. (CAC), by counsel, and submits the following Responses to Commission Staff's Second Information Request:

Respectfully submitted,



IRIS G. SKIDMORE  
Bates and Skidmore  
415 W. Main St., Suite 2  
Frankfort, KY 40601  
Telephone: (502)-352-2930  
Facsimile: (502)-352-2931

COUNSEL FOR CAC



DATA REQUEST 1:

The Report of the Joint Utilities, Conclusion and Recommendations (“Report”) states that the Joint Utilities believe that no opt-outs should be permitted from Automatic Meter Reading (“AMR”) deployments. Does CAC believe that customers should be allowed to opt out from AMR meters (that only provide for one-way communication) in addition to Advanced Metering Infrastructure (“AMI”) meters? If not, explain why.

RESPONSE:

Witness: Malcolm J. Ratchford

It is CAC’s position that customers should be allowed to opt out of AMR and AMI meters when they have privacy and health concerns. However, CAC’s primary concern has been and continues to be AMI meters and the ability of the utility to remotely disconnect for non-payment, and the inability of low income customers to obtain last minute payment assistance to avoid the disconnection. Because of the consequences of remote disconnections on low-income customers, an opt-out alternative should be offered.



DATA REQUEST 2:

Refer to the CAC's comments on page 28 of the Report wherein CAC states, "Customers should not be penalized for opting out." By this statement, does CAC believe that customers should not be required to bear the cost of any opt-out from AMR or AMI meters?

RESPONSE:

Witness: Malcolm J. Ratchford

CAC acknowledges that the utility may incur costs as a result of a customer opting out of AMR or AMI meter deployment. If opt-outs are offered by the utility, it is not unreasonable for customers to bear some cost reasonably related to the actual expense associated with the opting out. However, the opting out customer should not incur additional charges beyond that actual expense, and should not incur penalty charges or other retaliatory charges or treatment.

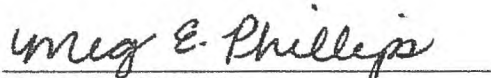
VERIFICATION

I have read the foregoing responses on behalf of CAC and I affirm that they are true and accurate to the best of my knowledge, information, and belief formed after a reasonable inquiry.

  
MALCOLM J. RATCHFORD

COMMONWEALTH OF KENTUCKY )  
COUNTY OF FAYETTE )

Subscribed to and sworn to before me by Malcolm J. Ratchford on the 29<sup>th</sup> day of September, 2014.

  
NOTARY PUBLIC  
My commission expires: 2-11-17

## CERTIFICATE OF SERVICE

I hereby certify that on September 30, 2014, a true and accurate copy of the foregoing Response to Request for Information was served by U.S. mail, postage prepaid, to the following:

Allen Anderson, President & CEO  
South Kentucky R.E.C.C.  
925-9299 N. Main Street  
P.O. Box 910  
Somerset, KY 422502-0910

Ed Staton, VP  
State Regulation  
Louisville Gas and Electric Company  
220 West Main Street  
P.O. Box 32010  
Louisville, KY 40202

John B. Brown  
Chief Financial Officer  
Delta Natural Gas Company, Inc.  
3617 Lexington Road  
Winchester, KY 403991

Anthony S. Campbell, Pres. & CEO  
East Ky Power Cooperative, Inc.  
4775 Lexington Road  
P.O. Box 707  
Winchester, KY 40392-0707

Judy Cooper, Mgr.  
Regulatory Services  
Columbia Gas of Kentucky, Inc.  
2001 Mercer Road  
P.O. Box 14241  
Lexington, KY 40512-4241

Rocco D'Ascenzo, Senior Counsel  
Duke Energy Kentucky, Inc.  
139 East Fourth St. R. 25 At II  
P.O. Box 960  
Cincinnati, OH 42501

Paul G. Embs, Pres. & CEO  
Clark Energy Cooperative, Inc.  
2640 Ironworks Road  
P.O. Box 748  
Winchester, KY 40392

David Estep  
President and General Manager Big Sandy  
R.E.C.C.  
504 11<sup>th</sup> Street  
Paintsville, KY 41240-1422

Carol Ann Fraley  
President & CEO  
Grayson R.E.C.C.  
109 Bagby Park  
Grayson, KY 41143

Ted Hampton, Manager  
Cumberland Valley Electric, Inc.  
Highway 25E  
P. O. Box 440  
Gray, KY 40734

Larry Hicks, Pres. & CEO  
Salt River Electric Cooperative Corp.  
111 West Brashear Avenue  
P.O. Box 609  
Bardstown, KY 40004

Kerry K. Howard, CEO  
Licking Valley R.E.C.C.  
P.O. Box 605  
271 Main Street  
West Liberty, KY 41472

James L. Jacobus  
President & CEO  
Inter-County Energy Coop. Corp.  
1009 Hustonville Road  
P.O. Box 87  
Danville, KY 40423-0087

Mark Martin  
VP Rates & Regulatory Affairs  
Atmos Energy Corp.  
3275 Highland Pointe Drive  
Owensboro, KY 42303



Debbie J. Martin  
Shelby Energy Cooperative, Inc.  
620 Old Finchville Road  
Shelbyville, KY 40065

Burns E. Mercer  
President & CEO  
Meade County R.E.C.C.  
P.O. Box 489  
Brandenburg, KY 40108-0489

Michael L. Miller  
President & CEO  
Nolin R.E.C.C.  
411 Ring Road  
Elizabethtown, KY 42701-6767

Barry L. Myers, Manager  
Taylor County R.E.C.C.  
625 West Main Street  
P.O. Box 100  
Campbellsville, KY 42719

Mark Stallons  
President & CEO  
Owen Electric Cooperative, Inc.  
P.O. Box 400  
Owenton, KY 40359

G. Kelly Nuckols, Pres.& CEO  
Jackson Purchase Energy Corp.  
2900 Irvin Cobb Drive  
P.O. Box 4030  
Paducah, KY 40202-4030

Christopher S. Perry, Pres. & CEO  
Fleming-Mason Energy Cooperative, Inc.  
1449 Elizaville Road  
P.O. Box 328  
Flemingsburg, KY 41041

Bill Prather, Pres. & CEO  
Farmers RECC  
504 South Broadway  
P.O. Box 1298  
Glasgow, KY 42141-1298

Donald R. Schaefer, Pres. & CEO  
Jackson Energy Cooperative Corp.  
115 Jackson Energy Lane  
McKee, KY 40447

Gregory Starheim, Pres. & CEO  
Kenergy Corp.  
P.O. Box 18  
Henderson, KY 42419

Donald Smothers  
Blue Grass Energy Cooperative Corp.  
1201 Lexington Road  
P.O. Box 990  
Nicholasville, KY 40340-0990

Ranie Wohnas  
Managing Director, Reg. & Finance  
American Electric Power  
101 A. Enterprise Drive  
P.O. Box 5190  
Frankfort, KY 40602


Carol Wright, President & CEO  
Jackson Energy Cooperative Corp.  
114 Jackson Energy Lane  
McKee, KY 40447

Albert Yockey  
VP of Government Relations  
Big Rivers Electric Corp.  
201 Third Street  
Henderson, KY 42419-0024

Jennifer B. Hans, Esq.  
Office of the Attorney General  
1024 Capital Center Drive, Ste. 200  
Frankfort, KY 40601-8204

Michael L. Kurtz, Esq.  
Boehm, Kurtz & Lowry  
36 East Seventh Street  
Suite 1510  
Cincinnati, Ohio 45202

David S. Samford  
Goss Samford, PLLC  
2365 Harrodsburg Road, Suite B325  
Lexington, KY 40504



---

Counsel for CAC