

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

INVESTIGATION OF THE OPERATING)
CAPACITY OF MARTIN COUNTY WATER) CASE NO. 2016-00142
DISTRICT PURSUANT TO KRS 278.280)

ORDER

On December 21, 2017, the Commission entered an Order setting a procedural schedule that, *inter alia*, provided for the filing of responses to requests for information no later than January 10, 2018, and scheduled a formal hearing for January 17, 2018.

On January 2, 2018, Martin County Water District (“Martin District”) filed with the Commission a motion requesting an extension of time in which to respond to the requests for information. As grounds for its motion, Martin District asserts that the January 10, 2018, deadline was unrealistic, given the intervening holidays, the necessity of familiarizing four newly appointed Martin District board members with the proceeding, and Martin District’s limited staff.

The Commission finds that Martin District has presented sufficient grounds for the motion to be granted. The Commission also finds that the hearing scheduled for January 17, 2018, should be rescheduled to February 28, 2018. The rescheduling of the hearing date will allow Martin District ample time to file its response to requests for information. More importantly, it will enable Martin District to file the final version of the recommendations presented by BlueWater Kentucky.

IT IS HEREBY ORDERED that:

1. Martin District’s motion is granted.

2. The information requested in the Commission's December 21, 2017 Order, including Martin County Concerned Citizens' remaining requests for information, is due no later than February 13, 2018.

3. No later than February 20, 2018, Martin District shall file with the Commission, with a copy to all parties of record, the final report from BlueWater Kentucky to Martin District.

4. a. Responses to requests for information shall be appropriately bound, tabbed, and indexed and shall include the name of the witness responsible for responding to the questions related to the information provided.

b. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association or a governmental agency, be accompanied by a signed certification of the preparer or the person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

c. Martin District shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect.

d. For any request to which Martin District refuses to furnish all or part of the requested information, Martin District shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

e. A party filing a paper containing personal information shall, in accordance with 807 KAR 5:001, Section 4(10), encrypt or redact the paper so that personal information cannot be read.

5. A hearing for the purpose of taking evidence on the issues within the scope of this investigation shall be held on February 28, 2018, at 9:30 a.m. Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky.

6. The February 28, 2018, hearing shall be recorded by digital video only.

7. Martin District shall appear at the formal hearing scheduled on February 28, 2018, and shall present witnesses who are prepared to discuss the issues within the scope of this proceeding and the information filed into the record through Martin District's responses to requests for information.

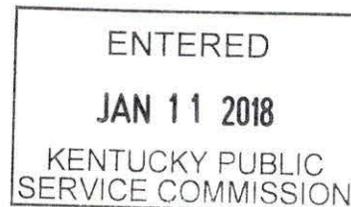
8. Martin District shall file with the Commission, no later than February 21, 2018, a list of witnesses and exhibits to be presented at the February 28, 2018, hearing. Martin District shall provide six copies of any exhibit it intends to introduce into evidence at the hearing.

9. Martin District shall publish notice of the scheduled hearing in accordance with 807 KAR 5:001, Section 9(2)(b), no more than 21 days and no less than seven days before the day of the scheduled hearing in all areas in which it provides water service. In addition, the notice of hearing shall include the following statement: "This hearing will be streamed live and may be viewed on the PSC website, psc.ky.gov."

The Commission shall serve a copy of this Order on the Kentucky Division of Water and also on the Martin County Judge/Executive.

By the Commission

Chairman Michael Schmitt did not participate in the deliberations or decisions concerning this case.



ATTEST:


Executive Director

Case No. 2016-00142

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