

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC ALLEGED FAILURE OF)	
FARMDALE WATER DISTRICT, AND ITS)	
INDIVIDUAL COMMISSIONERS SCOTTIE)	CASE NO.
WOOLRIDGE, JON DAILEY, AND EDDIE)	2022-00347
HARROD TO COMPLY WITH KRS 278.030, 807)	
KAR 5:006, SECTION 4(4), 807 KAR 5:006,)	
SECTION 26 AND 807 KAR 5:066)	

ORDER

On September 4, 2024, the Commission issued a final Order in this matter, which included findings indicating that Farmdale Water District (Farmdale District) failed to file Gross Annual Operating Revenue Reports from 2021 through 2023. These findings were based on representations made by Farmdale District personnel during three inspections performed by the Commission’s Division of Inspections (DOI).¹ Commission Staff was subsequently advised by Farmdale District’s counsel that these reports had been filed with the Commission and verified by Commission Staff. The September 4, 2024 Order should be amended to remove references to Farmdale District failing to file Gross Annual Operating Revenue Reports from 2021 through 2023 and requiring that these reports be filed. This amendment has no effect on any other part of the Order, as no violations were

¹ Opening Order (Ky. PSC Nov. 7, 2022), Appendix B (2022 DOI Report); PSC Letter Filing Document into Record (filed Oct. 13, 2023) (2023 DOI Report); PSC Letter Filing Document into Record (filed Feb. 16, 2023) (2024 DOI Report).

found regarding these reports because no violations for failing to file these reports were alleged in the opening Order.²

Finding that the September 4, 2024 Order should be amended, the Commission HEREBY ORDERS, *nunc pro tunc*, that:

1. The following is stricken from pages 4-5:

“The opening Order incorrectly identified the unfiled report as the Annual Report instead of the Gross Annual Operating Revenue Report required to be filed by 807 KAR 5:006, Section 4(1).¹³ As of the issuance of this Order, no Gross Annual Operating Revenue Report has been filed within at least the past three years.¹⁴ Since Farmdale District was not put on notice of this deficiency in the opening Order, the Commission will not sanction Farmdale District for violating 807 KAR 5:006, Section 4(1). However, the Commission will require Gross Annual Operating Revenue Reports to be filed as set forth in the ordering paragraphs below.”

and is replaced with the following language:

“The Commission finds that Farmdale District did not violate 807 KAR 5:006, Section 4.1 by failing to file its 2022 Annual Report.”


2. Footnotes 13 and 14 are stricken from page 4.
3. The following is stricken from page 20:

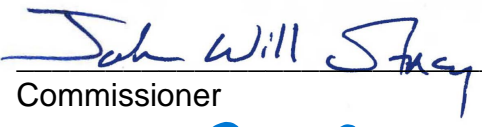
“11. Farmdale District has failed to file Gross Annual Operating Revenue Reports as required by 807 KAR 5:006, Section 4(1) for years 2021, 2022, and 2023. Farmdale District shall file Gross Annual Operating Revenue Reports for years 2021, 2022, and 2023 by December 31, 2024. Farmdale District shall file its Gross Annual Operating Revenue Report for 2024 and all future years by March 31 of the following year.”


4. All other provisions of the Commission’s September 4, 2024 Order that are not in conflict with the terms of this Order shall remain in effect.

² Opening Order (Ky. PSC Nov. 7, 2022).

PUBLIC SERVICE COMMISSION


Chairman


Commissioner


Commissioner

ENTERED
SEP 12 2024
rcs
KENTUCKY PUBLIC
SERVICE COMMISSION

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