

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ALEXANDER AND SON GENERAL)	
CONTRACTING, LLC)	
_____)	CASE NO.
)	2023-00167
ALLEGED VIOLATION OF UNDERGROUND)	
FACILITY DAMAGE PREVENTION ACT)	

NOTICE OF FILING

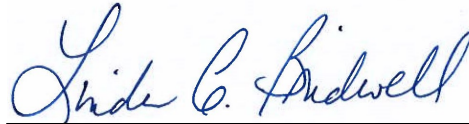
Notice is given to all parties that the following materials have been filed into the record of this proceeding:

- The digital video recording of the evidentiary hearing conducted on July 28, 2023 in this proceeding;
- Certification of the accuracy and correctness of the digital video recording;
- A written log listing, inter alia, the date and time of where each witness' testimony begins and ends on the digital video recording of the evidentiary hearing conducted on July 28, 2023.

A copy of this Notice, the certification of the digital video record, and hearing log have been served upon all persons listed at the end of this Notice. Parties desiring to view the digital video recording of the hearing may do so at <https://youtu.be/J0i8InPHLtk>.

Parties wishing an annotated digital video recording may submit a written request by electronic mail to pscfilings@ky.gov. A minimal fee will be assessed for a copy of this recording.

Done at Frankfort, Kentucky, this 20th day of September 2023.



Linda C. Bridwell

Executive Director

Public Service Commission of Kentucky

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ALEXANDER AND SON GENERAL)	
CONTRACTING, LLC –)	CASE NO.
ALLEGED VIOLATION OF UNDERGROUND)	2023-00167
FACILITY DAMAGE PREVENTION ACT)	

CERTIFICATION

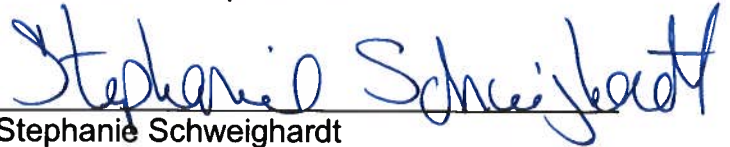
I, Candace H. Sacre, hereby certify that:

1. The attached flash drive contains a digital recording of the Formal Hearing conducted in the above-styled proceeding on July 28, 2023. The Formal Hearing Log is included with the recording on July 28, 2023;
2. I am responsible for the preparation of the digital recording;
3. The digital recording accurately and correctly depicts the Formal Hearing of July 28, 2023; and
4. The Formal Hearing Log attached to this Certificate accurately and correctly states the events that occurred at the Formal Hearing of July 28, 2023, and the time at which each occurred.

Signed this 20th day of September, 2023.



Candace H. Sacre
Administrative Specialist III



Stephanie Schweighardt
Kentucky State at Large ID# KYNP 64180
Commission Expires: January 14, 2027



Date:	Type:	Location:	Department:
7/28/2023	Public Hearing\Public Comments	Hearing Room 1	Hearing Room 1 (HR 1)

Judge: Kent Chandler
 Clerk: Candace Sacre

Event Time	Log Event	
9:10:10 AM	Session Started	
9:10:20 AM	Chairman Chandler Note: Sacre, Candace	We are on the record.
9:10:24 AM	Chairman Chandler Note: Sacre, Candace	My name is Kent Chandler. I am Chairman of the Kentucky Public Service Commission and will be presiding over the hearing today.
9:10:30 AM	Chairman Chandler Note: Sacre, Candace	Public Service Commission purpose, authority, and responsibilities. (Click on link for further comments.)
9:11:12 AM	Chairman Chandler Note: Sacre, Candace	This morning we are here for the purpose of holding a hearing on the following case: Case No. 2023-00167 in the matter of Alexander & Son General Contracting, LLC.
9:11:30 AM	Chairman Chandler Note: Sacre, Candace	Alexander & Son General Contracting, LLC, the Commission previously found prima facie evidence existed that the entity violated the Underground Facility Damage Prevention Act and, specifically, provision KRS 367.4911(1)(a) that each excavator, or person responsible for an excavation, planning an excavation, or demolition work shall, not less than two (2) full working days nor more than ten (10) full working days prior to commencing work, notify each affected operator of the excavator's intended work and work schedule. Contacting the applicable protection notification centers shall satisfy this requirement.
9:12:28 AM	Chairman Chandler Note: Sacre, Candace	We indicated in our opening Order that participation in this hearing would be through a virtual and be through Go-to-Meeting. As of the start of this hearing, no one was available on that service, and, therefore, Alexander & Son General Contracting, LLC, is not present.
9:12:51 AM	Chairman Chandler Note: Sacre, Candace	Before we move on, we will take an entry of appearance of counsel for Commission Staff.
9:12:55 AM	Staff Atty Norris-Canfield PSC Note: Sacre, Candace	Jessica Norris-Canfield, Division of Inspections.
9:12:59 AM	Staff Atty Crum PSC Note: Sacre, Candace	Michael Crum, Office of General.
9:13:06 AM	Chairman Chandler Note: Sacre, Candace	Given the failure for Alexander & Son General Contracting, LLC, does Commission Staff have anything they would like to be heard on in this case?
9:13:23 AM	Staff Atty Norris-Canfield PSC Note: Sacre, Candace	No, Mr. Chairman. Staff would move for a default judgment in this case.

9:13:30 AM	Chairman Chandler Note: Sacre, Candace	I would ask Staff to file a motion for default judgment and then also request, given what was included in the opening Order of this case which the parties did receive, we have evidence of service in the record, that you also tender a proposed order for the Commission's consideration in adjudicating this case.
9:13:56 AM	Chairman Chandler Note: Sacre, Candace	I would note at the outset that, although I am presiding on my own, that Commissioner Regan and Vice Chair Hatton of the Public Service Commission will also be participating in the decision and deliberations in this case.
9:14:10 AM	Chairman Chandler Note: Sacre, Candace	We will take your motion under consideration once it is filed into the record and reviewed the tendered proposed order.
9:14:19 AM	Chairman Chandler Note: Sacre, Candace	Is there anything else we need to take up this morning?
9:14:26 AM	Chairman Chandler Note: Sacre, Candace	Given that there is nothing else, this hearing is adjourned.
9:14:42 AM	Session Ended	

William Luke Alexander
1872 Gravel Lick Branch Rd
Berea, KENTUCKY 40403-8218

Alexander and Son General Contracting, LLC
298 Arthur Jackson Ln
Berea, KENTUCKY 40403