

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

BRIAN DEWAYNE BOYD V. FARMERS RURAL) CASE NO.
ELECTRIC COOPERATIVE CORPORATION) 2025-00018

ORDER

On December 18, 2024, Brian Dewayne Boyd filed a complaint against Farmers Rural Electric Cooperative Corporation (Farmers RECC).

LEGAL STANDARD

Commission regulation 807 KAR 5:001, Section 20, governs the filing of a formal complaint. In accordance with 807 KAR 5:001, Section 20(1)(c), a complaint must state “[f]ully, clearly, and with reasonable certainty, the act or omission” that the complaint alleges the utility failed to comply with and facts, with details, of the alleged failure. In addition, the complaint must provide the specific relief sought.¹ In accordance with 807 KAR 5:001, Section 20(4)(a), the Commission examines a complaint to determine whether the complaint establishes a prima facie case and conforms to 807 KAR 5:001, Section 20. A complaint establishes a prima facie case when, on its face, it states sufficient allegations that, if uncontradicted by other evidence, would entitle the complainant to the requested relief.

If a complaint fails to establish a prima facie case or conform to the administrative regulation, 807 KAR 5:001, Section 20 (4)(a)(1) provides that the complainant be notified

¹ 807 KAR 5:001 Section 20(1)(d).

and provided an opportunity to amend the complaint within a specified time. Additionally, 807 KAR 5:001, Section 20 (4)(a)(2) provides that if the complaint is not amended within the time that the Commission grants, then the complaint shall be dismissed.

COMPLAINT

In the complaint, Mr. Boyd alleged that “[Farmers] RECC is misleading Brian Boyd for financial gains with the obligation for the government of public debt.”² He further alleged that “[Farmers] RECC [taking] payment from Brian Boyd is theft not a gift.”³ Mr. Boyd asked Farmers RECC to reimburse his account for “any and all payment and credits that were made by Brian Boyd and to continue payment to the obligated parties (government) and to leave service active for Brian Boyd.”⁴

DISCUSSION AND FINDINGS

After review of the complaint, the Commission finds that Mr. Boyd should be given 20 days from the date of service of this order to amend his complaint to clarify the allegations therein and, if not clarified, that the complaint should be dismissed. The current complaint is unclear as to what Mr. Boyd is specifically alleging regarding false representations and theft, time periods when the allegations occurred, the specific amount Mr. Boyd believes he is owed, copy of any relevant bills, and any additional information relevant to the allegations in order to establish a prima facie case. In order to ensure service, a copy of this Order should be mailed to Mr. Boyd at 5401 Dripping Springs Road, Smiths Groves, Kentucky 42171.

² Complaint at 1.

³ Complaint at 1.

⁴ Complaint at 2.

IT IS THEREFORE ORDERED that:

1. Mr. Boyd shall file documents, within 20 days of service of this Order, to amend his complaint, provide documentation to support any claims and relief sought, including copies of any relevant bills from Farmers RECC or a statement why said information and documentation cannot be produced.

2. If the complaint is not amended to establish a prima facie case as described herein, this complaint may be dismissed.

3. This Order shall be mailed certified mail to Brian Boyd at 5401 Dripping Springs Road, Smiths Groves, Kentucky 42171.

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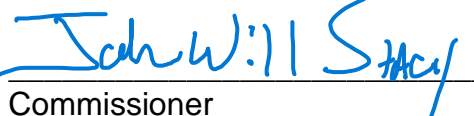
PUBLIC SERVICE COMMISSION



Chairman



Commissioner



Commissioner

ATTEST:

Executive Director

ENTERED
FEB 19 2025 AH
KENTUCKY PUBLIC
SERVICE COMMISSION

Brian Dewayne Boyd
5401 Dripping Springs Road
Smiths Grove, KENTUCKY 42171

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