

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

WALKER RYAN JUDD)	
)	
COMPLAINANT)	
)	CASE NO.
V.)	2025-00244
)	
JACKSON ENERGY COOPERATIVE)	
CORPORATION)	
)	
DEFENDANT)	

ORDER

On July 10, 2025, Walker Ryan Judd (Complainant) tendered a formal complaint with the Commission against Jackson Energy Cooperative Corporation (Jackson Energy), alleging that Jackson Energy changed the petition signature procedures included in its bylaws for running in its Board of Directors election to prevent his compliance with the signature requirements.¹

Pursuant to Commission regulation in 807 KAR 5:001, Section 20(4)(a), upon receipt of a formal complaint, the Commission must determine whether the complaint establishes a *prima facie* case. 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, it may be dismissed.

¹ Complaint at unnumbered 3.

Based upon a review of the tendered complaint, the Commission finds that the complaint does not establish a *prima facie* case that the utility failed to comply with some legal authority. In order to establish a *prima facie* case, Mr. Judd should comply with the requirements of Section 20(1)(c), which requires the complaint to state:

(c) Fully, clearly, and with reasonable certainty, the act or omission, of which complaint is made, with a reference, if practicable, to the law, order, or administrative regulation, of which a failure to comply is alleged, and other matters, or facts, if any, as necessary to acquaint the commission fully with the details of the alleged failure;

Although the complaint set out in detail Complainant's actions taken in his attempt to comply with election procedures, he did not allege that Jackson Energy violated its bylaws, applicable statutes, or other legal authority with regards to its manner of amending its bylaws² or in conducting the election.³

The Commission is required to allow a Complainant one opportunity to amend a complaint within a specified time pursuant to 807 KAR 5:001, Section 20(4)(a)(2). The Commission finds that the Complainant may amend his complaint within 20 days of service of this Order. If the complaint is not amended within this period, the case will be dismissed and removed from the docket.

IT IS THEREFORE ORDERED that:

1. The complaint failed to establish a *prima facie* case.
2. Complainant shall have 20 days from the service of this Order to file an amended complaint with the Commission that conforms to the requirements of 807 KAR

² Governed by KRS 279.070, which also governs the content of a cooperative's bylaws.

³ Governed by KRS 279.080.

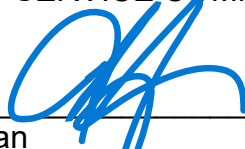
5:001, Section 20(1), and that states a *prima facie* case over which the Commission has jurisdiction.

3. Complainant may file his amended complaint with the Commission by U.S. Postal Service at 211 Sower Blvd., Frankfort, Kentucky 40602-0615 or by email to PSCED@ky.gov. Complainant shall include the case number, 2025-00244, in all filings with the Commission.

4. A copy of this Order shall be served upon Mr. Judd by U.S. Postal Service, Certified Mail, return receipt requested, and by First Class Mail to 120 Twin Oak Place, McKee, Kentucky 40447. Service shall be considered complete on the first day the U.S. Postal Service attempts initial delivery.

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PUBLIC SERVICE COMMISSION


Chairman


Commissioner


Commissioner

ATTEST:


Executive Director



*Walker Judd
120 Twin Oak Place
McKee, KY 40447

*Jackson Energy Cooperative Corporation
115 Jackson Energy Lane
McKee, KY 40447