

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC ALLEGED FAILURE OF MILBURN	)	CASE NO.
WATER DISTRICT TO COMPLY WITH	)	2026-00007
COMMISSION ORDERS	)	

ORDER

On January 20, 2026, the Commission opened an investigation related to Milburn Water District's (Milburn District) failure to file either an application for a general rate adjustment, alternative rate adjustment pursuant to 807 KAR 5:076, or file a detailed explanation of why neither rate adjustment is necessary on or before September 1, 2025, as required in Case No. 2021-00341.¹

On February 3, 2026, Milburn District filed a rate study report stating that no rate case was needed.² On March 18, 2026, an Informal Conference was held where Commission Staff discussed the ordering paragraphs outlining the requirements in the opening Order.³ On May 20, 2026, the Commission found that Milburn District, its individual commissioners, and general manager should, within 30 days of the date of the Order, be required to show cause as to why they should not be subject to penalties

¹ Case No. 2021-00341, *An Electronic Investigation into Milburn Water District to Determine the Feasibility of Merger with A Proximate Utility Pursuant to KRS 74.361 or Abandonment Pursuant to KRS 278.020(6), KRS 278.021* (Ky. PSC Mar. 6, 2025), Order at 5, ordering paragraph 3.

² Rate Study Report (filed Feb.3, 2026).

³ PSC Notice of Filing of Informal Conference Memorandum and Attendance List (filed Apr. 2, 2026).

pursuant to KRS 278.990 for failure to comply with the January 20, 2026 Order.⁴ The Order also provided that, in the alternative, Milburn District, its individual commissioners, and its manager may, within 30 days of the date of the Order, file the required responses and counsel file an entry of appearance as ordered in the Commission's January 20, 2026 Order.⁵

On June 7, 2026, counsel submitted an entry of appearance.⁶ On June 7, 2026, counsel also filed a response but discussed quarterly reports rather than the failure to file a rate case.⁷ On June 19, 2026, Milburn District's commissioners and manager filed responses.⁸ On June 23, 2026, Milburn District filed notarized versions of the previous responses.⁹

The Commission, on its own motion, finds that a procedural schedule should be established for the orderly processing of this case. The procedural schedule is attached as an Appendix to this Order.

IT IS THEREFORE ORDERED that:

1. The procedural schedule set forth in the Appendix to this Order shall be followed.
2. Any party filing a paper with the Commission shall file an electronic copy in accordance with the electronic filing procedures set forth in 807 KAR 5:001, Section 8.

⁴ Order (Ky. PSC May 20, 2026).

⁵ Order (Ky. PSC May 20, 2026) at 2-3.

⁶ Entry of Appearance (filed June 7, 2026).

⁷ Response to Commission's Order of May 20, 2026 (filed June 7, 2026).

⁸ Letters from Board (filed June 19, 2026).

⁹ Notarized Letters (filed June 23, 2026).

Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked. The Commission directs the parties to the Commission's July 22, 2021 Order in Case No. 2020-00085¹⁰ regarding filings with the Commission.

3. If scheduled, Milburn District shall give notice of the hearing in compliance with 807 KAR 5:001, Section 9(2)(b). In addition, the notice of hearing shall include the following statements: "This hearing will be streamed live and may be viewed by connecting to the YouTube link posted on the PSC website, psc.ky.gov, on the day of the hearing" and "Public comments may be made at the beginning of the hearing. Those wishing to provide public comments may do so by arriving at 211 Sower Boulevard, Frankfort, Kentucky, before the start of the hearing." At the time the notice is mailed, or publication is requested, Milburn District shall forward a duplicate of the notice and request to the Commission.

4. At any public hearing on this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

5. Any hearing scheduled in this matter shall be held on the designated day or days and continue until called from the bench by the presiding officer. Pursuant to 807 KAR 5:001, Section 2, if the hearing is not concluded on the designated day, the hearing shall be continued upon verbal announcement by the presiding officer. A verbal announcement made by the presiding officer shall be proper notice of the continued hearing.

¹⁰ Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID-19* (Ky. PSC July 22, 2021), Order (in which the Commission ordered that for case filings made on and after March 16, 2020, filers are NOT required to file the original physical copies of the filings required by 807 KAR 5:001, Section 8).

6. Witnesses who sponsor schedules, testimony, or responses to requests for information shall participate in person at any hearing scheduled in this matter.

7. Milburn District shall file a witness list at least seven days prior to the hearing date.

8. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video recording shall be made of the hearing.

9. The Commission does not look favorably upon motions for continuance. Accordingly, motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

10. The Commission does not look favorably upon motions to substitute witnesses or excuse witnesses from testifying at Commission hearings. Accordingly, motions to substitute witnesses or excuse a witness from testifying at a Commission hearing or from testifying in person at a Commission hearing shall be made in writing at least 14 days prior to the hearing and will be granted only upon a showing of good cause.

11. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

Entered on this 13th day of July, 2026.

PUBLIC SERVICE COMMISSION

*Signed
affidavit*

Angie Hatton
Angie Hatton
Chair

Mary Pat Regan
Mary Pat Regan
Vice Chair

Andrew W. Wood
Andrew W. Wood
Commissioner

Barry L. Mayfield
Barry L. Mayfield
Commissioner

ATTEST:

Linda C. Bridwell RP
Linda C. Bridwell, PE
Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2026-00007 DATED JUL 13 2026

Last day for parties to request a public hearing or submit a
request for the matter to be decided based upon the written record 07/31/2026

Service List for 2026-00007

* Graves County Water District
Graves County Water District
P. O. Box 329
301 East Broadway
Mayfield, KY 42066

* Glenn D. Denton
Denton Law Firm, PLLC
555 Jefferson Street, Suite 301
P.O. Box 0969
Paducah, KY 42002

* Gerald E Wuetcher
Attorney at Law
STOLL KEENON OGDEN PLLC
300 West Vine Street
Suite 2100
Lexington, KY 40507-1801

* Holly M. Homra
Denton Law Firm, PLLC
555 Jefferson Street, Suite 301
P.O. Box 0969
Paducah, KY 42002

* Michael W Hogancamp
Calisle County Attorney
Courthouse, 985 US Highway 62, Suite
P.O. Box 249
Bardwell, KY 42023

* Greg H Terry
Carlisle County Judge/Executive
P. O. Box 279
985 US Highway 62
Bardwell, KY 42023

* Michael B Stacy, II
Carlisle County Attorney
P O Box 249
Bardwell, KY 42023

* Milburn Water District
7731 State Route 80 East
Arlington, KY 42021

* Denotes served by Email

* Milburn Water District
Milburn Water District
7731 State Route 80 East
Arlington, KY 42021