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COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

MICHAEL HEMPHILL v. SOUTH EASTERN WATER ASSOCIATION, INC. (CASE NO. 2026-00191)

SUPPLEMENTAL RESPONSE AND REBUTTAL TO DEFENDANT'S
RENEWED MOTION TO DISMISS

To the Commissioners of the Kentucky Public Service Commission:

I am Michael Hemphill, a three-meter member of this association. I am submitting this streamlined, fact-based response to place critical operational, financial, and record discrepancies directly on the record regarding the utility's latest filings:

1. The 5-Mile Water Testing Selective Omission in Case 2026-00233: In her filings on case number **2026-00233**, Ms. Tina Frederick explicitly states that the utility "frequently uses" the **2419 Blue John Road fire hydrant** near the fire station for official water quality testing. She selectively omits the second hydrant located directly under the physical storage tank at the dead end of **Hurst Hill Road** on my farm, which sits **4 to 5 miles away** from the fire station hydrant. The utility completely omits direct testing data from the actual storage tank location to avoid measuring water stagnancy and operational reality at the source hub carrying **20% of their daily water usage**.

2. Repetitive Text and Double-Billing on Case 2026-00233 in My Motion to Intervene: Multiple pages in the utility's 12-page response to **my motion to intervene** in the parallel rate adjustment case contain what look like the exact same typed words, facts, title issues, and residency arguments pulled from their previous 61-page answer on this docket. They are recycling these identical property and residency claims—despite having known factually since 2002 that I am an Ohio resident—solely to accumulate double billable hours since **July 8, 2026**, directly draining member-contributed funds and penalizing **8,333 member meters**.

3. The \$5.44 Million Address Omission: The utility completely leaves out a physical numeral address on this docket for the infrastructure tower that has generated **\$5.44 million in unjust enrichment** to date.

4. Locked-In Counterclaim and Credit Defamation: Tina Frederick's new service list entry cannot retroactively erase the permanent signatures of Stoll Keenon Ogden (SKO) and Burnside City Attorney Molly Hardy on their original 61-page formal answer. They remain locked into this record by their active Slander of Title Counterclaim and their documented prior defamation of character weaponized directly against my credit standing.

5. The KSP Investigation and Airport Verification: The utility has entered a fabricated **October 15th pressure ticket (identity theft)** and **two voided deeds** into this docket. This forgery was thoroughly

investigated by Kentucky State Police Trooper Adam Childers under **Case No. 2026-268202**. Around the beginning of October, I contacted the state police to follow up on the status of this identity theft file. Trooper Childers thoroughly followed up by calling me back directly while I was at the **Phoenix Airport**. During a long discussion on that call, Trooper Childers verified everything I stated, confirmed the details through my phone number record, and verified what County Attorney Matt Hatfield said—reaffirming that he handled his duties perfectly, turned the complete criminal file over to Matt Hatfield, and it remains directly at his desk.

The utility cannot use retyped filler, recycled filings, or problematic records to evade regulatory scrutiny. I request the Commission deny their Renewed Motion to Dismiss so these facts can be cross-examined under oath using the records mandated for the **November 3, 2026** deadline.

Respectfully submitted,

Michael Hemphill

Complainant / Pro Se Member

Dated: October 13, 2026