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**JOHN BLALOCK'S RESPONSE TO COMMISSION STAFF'S**  
**SUPPLEMENTAL STATEMENT OF POSITION AND REQUEST FOR**  
**HEARING**

COMES NOW John Blalock (hereinafter "Mr. Blalock") to respond to the Supplemental Position (hereinafter "Position") filed by Commission Staff (hereinafter "Staff"):

**I.**

**MR. BLALOCK'S LACK OF MEMBERSHIP**

The fact that Mr. Blalock cannot prove that he had attempted to transfer the membership, and subsequently the account, of Reba Ivey (hereinafter "Ms. Ivey") does not mean he didn't attempt to do it. And, Mercy Water Supply Corporation (hereinafter "Mercy") used this to their advantage.

The fact that an intention of Ms. Ivey can/cannot be interpreted when it comes to the transfer of her membership and account is irrelevant as Mr. Blalock is her sole heir, and that she was already going to leave her home and property to him and his children, which Mr. Blalock can prove by getting statements from his siblings and his mother's friends. The aforementioned statements would help form an interpretation of her intentions.

So, the refusal of Mercy to let Mr. Blalock to transfer the membership and account has led to this issue. And, as Mercy cannot prove Mr. Blalock had not tried to transfer the membership of Ms. Ivey outside of statements made by an employee of Mercy, who may/may not have a bias/interest in the outcome of this proceeding as their job may/may not be affected.

And, since the fact of if Mr. Blalock did/didn't attempt to transfer the membership is debatable as neither part has any video/photographic proof to their claims, the fact that Mercy continued to take payments from Mr. Blalock after receiving notification of Ms. Ivey's passing, which Mercy has not denied being informed in 2015 of her passing, for the continued service does lend to the notion that in some form Mercy recognized Mr. Blalock not just as customer but as a member as a membership is required for service.

## **II.**

### **APPLICATION AND AGREEMENT FOR SERVICE**

Mr. Blalock did not fill out and submit the paperwork with Mercy as he had not been informed that he would need to complete and file said paperwork. As Mr. Blalock was not informed that the paperwork is required, then the fact that it has not been filled out and submitted is irrelevant.

And, as Mr. Blalock was a long-haul driver in 1995, he did not live at the residence on the Northern Tract. He has stated that he used the address for important documents (e.g. W-2's).

### **III.**

#### **INTENDED POSITION OF THE METER**

Staff state that the records show that the intended property for the meter in question was the Southern Tract. Mr. Blalock believes that Staff have overlooked the work order for the removal of the meter associated with Gloria Meeks/Hales (hereinafter "Ms. Meeks/Hales"). This work order would show that the meter for Ms. Meeks/Hales account was ordered for removal in 2000 and the order was completed in 2001. This means that the meter that was left was not for the Southern Tract, but for the Northern Tract. Mr. Blalock understands that there were a lot of records for Staff to go through and it is possible that it was just overlooked.

### **III.**

#### **CONCLUSION**

Mr. Blalock does not believe that all of the evidence was taken into consideration when Staff created their Position as important pieces of information and evidence were left out such as the work order for the removal of the meter associated with Ms. Meeks/Hales account. And, as Mercy in a form recognized Mr. Blalock as a

member/customer since the passing of Ms. Ivey in 2015 until August of 2020, this means that they were compliant with waving the legal and tariff requirements. Mr. Blalock does not believe that Mercy should be allowed to treat him as a member/customer for over 5 years, but the moment it causes an issue claim that he was not a customer and accuse him of theft by claiming he was illegally connected. And, Kelley Allbright stated that “She didn’t make an agreement”, but is says nothing about the former office manager for Mercy.

#### **IV.**

#### **REQUEST FOR RELIEF**

Mr. Blalock respectfully request for an Administrative Hearing to be set as Mr. Blalock can point to evidence that was not taken into consideration, or at least not mentioned, by Staff in their position such as:

1. The work order included in the records for Gloria Meeks/Hales for the removal of the meter associated with the account dated in 2000, but the removal was completed in 2001.
2. The payments for service made after Reba Ivey’s passing in January of 2015 that continued until August 7<sup>th</sup> of 2020, when the situation leading to this formal complaint began. Which would point to Mercy considering Mr. Blalock a customer/member and waiving the

requirements (e.g. fees and paperwork), until it became an issue for them.

As such, an order complying with the Position of Staff should not be issued as the position was made without consideration to all of the evidence before Staff.

Respectfully Submitted By

/s/ John Preston Blalock