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June 6, 2011

Mr. Elbert C. Ray
Delaplain Disposal Company
Post Office Box 4382
Lexington, Kentucky 40544-4382

Re: Case No. 2010-00349
Delaplain Disposal Company

VIA TELEPHONE FACSIMILE

Dear Mr. Ray:

This letter confirms our telephone conversation of this afternoon in which I inquired about Delaplain Disposal Company's desire for a formal hearing in the above-referenced matter.

During our telephone conversation, I sought clarification regarding Delaplain Disposal Company's response to the Commission's Order of May 11, 2011. I stated that this response could be interpreted as a waiver of a formal hearing upon the condition that the Commission accept Delaplain Disposal Company's position on four specific adjustments. You responded that Delaplain Disposal Company had unconditionally waived its right to a formal hearing, but expected that the Commission would carefully consider and expressly address in its final order the issues and objections raised in Delaplain Disposal Company's response to the Commission Staff report.

If your recollection of our telephone conversation differs, please advise immediately.

Sincerely,

A handwritten signature in black ink, appearing to read "Gerald E. Wuetcher".

Gerald E. Wuetcher
Executive Advisor

cc: Case File