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13 October, 2011

Kentucky Public Service Commission
P.O. Box 612
Frankfort, KY 40602-0615
Attn: Mr. Jeff Derouen

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PUBLIC SERVICE
COMMISSION

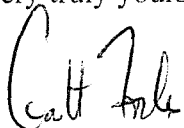
Re: Estill County Water District No. 1
Kentucky Public Service Commission Case No. 2011-00341

Dear Mr. Derouen:

I am enclosing with this letter a Response and Motion which I have prepared for the Estill County Water District No. 1 in connection with the above-referenced proceeding and the Commission's Order entered therein on October 11, 2011. I am sending this document to you as per the advice of the director of the District that you are the proper person to receive it. If my understanding on this point is not correct, would you be kind enough either to so advise me or to forward it on to the proper recipient within the Commission?

With my thanks for your time and consideration, I am

Very truly yours,


Garrett T. Fowles

**COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION
CASE NO. 2011-00341**

IN RE THE MATTER OF:

**ALLEGED FAILURE OF ESTILL COUNTY WATER DISTRICT
NO. 1 TO FILE REQUIRED REPORTS**

** ** *

**RESPONSE OF ESTILL COUNTY WATER DISTRICT NO. 1 TO ORDER OF
OCTOBER 11, 2011; WAIVER OF HEARING; AND MOTION FOR EXTENSION
OF TIME WITHIN WHICH TO FILE REQUIRED REPORTS**

** ** *

COMES NOW the Estill County Water District No. 1 (the “District”) and, for its Response to the Commission’s Order entered on October 11, 2011, and for its Motion herein states as follows:

1. The District does not contest its failure to have filed its water district and sewer district annual reports for the 2010 calendar year. It states, however, that its failure did not constitute a willful or purposeful failure to comply with the provisions of KRS 278.230 (3), but, rather, resulted from excusable neglect occasioned by its having overlooked the filing deadline.

2. The District waives its right to a hearing on the issue and, in accordance with the provisions of the Commission’s Order herein entered on October 11, 2011, does further agree to pay the penalty of \$250.00 resulting from the failure. The District concurs with the Commission that a fine in that amount represents an appropriate

sanction for the non-compliance here at issue.

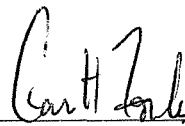
3. The District moves, however, that it be granted an extension of time, up to and including November 30, 2011, within which both to pay the penalty and to file the required reports. In support of this motion, the District states that its auditor is presently preparing the necessary reports and that the District is informed by the auditor that approximately one month or slightly more will be required to complete them.

WHEREFORE, the District prays:

1. That the Commission accept this Response as the District's waiver of the hearing scheduled for October 27, 2011;

2. That the Commission accept this Response as the District's waiver of its right to contest the proposed penalty in the amount of \$250.00 assessed by reason of the District's failure to file the required reports in question; and

3. That the Commission grant to the District an extension of time up to and including November 30, 2011 within which both to pay the said penalty and to file the required reports.



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