

BROWN & HILL^{PLLC}

ATTORNEYS AT LAW

January 30, 2012

Hon. Jeff Derouen
Executive Director
Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, KY 40601

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PUBLIC SERVICE
COMMISSION

**Re: Case No. 2012-00022, Forexco, Inc.
Response to 1/27/12 letter re filing deficiencies**

Dear Mr. Derouen:

We are in receipt of the January 27, 2012, letter from Linda Faulkner, Filings Division Director, rejecting Forexco, Inc.'s ("Forexco") farm tap utility application for initial tariffs in the above styled case. The letter states that Forexco's filing is rejected for failure to comply with 807 KAR 5:026 Section 9(4), copy of public notice.

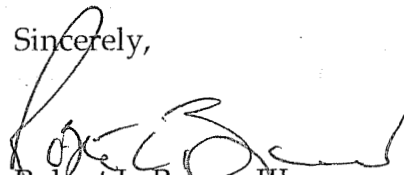
Our review of 807 KAR 5:026 Section 9(1)(d) indicates that the public notice requirement applies to a proposed tariffs "to increase rates", and that the form language listed in 807 KAR 5:026 Section 9(4) states that it is a notice of a request "to increase rates."

Forexco's application is an application for an initial tariff for a new farm-tap utility, not an application or request to increase an existing rate. Therefore, we respectfully submit that the regulation cited in the January 27, 2012, letter does not apply to Forexco's application.

If the Public Service Commission disagrees, we respectfully request further guidance from the Commission as to how to comply with the regulation in light of the regulation's plain language applying the public notice provision only to applications to increase existing rates.

Please feel free to contact us should you have any questions.

Sincerely,



Robert L. Brown III