

RECEIVED

JAN 27 2012

PUBLIC SERVICE  
COMMISSION

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

IN THE MATTER OF THE PETITION OF:

APPALACHIAN WASTE CONTROL, INC.	)	
FOR AN ORDER PERMITTING THE	)	
COMPANY TO CEASE OPERATION	)	CASE NO. _____
AS A UTILITY	)	

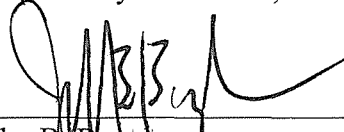
PETITION TO CEASE OPERATION

Appalachian Waste Control, Inc., (hereinafter "AWC") through its counsel and Temporary Receiver, John B. Baughman, requests the Public Service Commission to enter an order permitting the utility to cease operation as a utility under the provisions of KRS Chapter 278. In support of the petition, AWC states the following:

1. AWC is a "person" and a "utility" subject to the jurisdiction of the Commission. See KRS 278.010(3)(f) and KRS 278.010(2) respectively. Pursuant to KRS 278.020(5), no person shall "abandon" a utility "without prior approval by the commission."
2. This petition has been filed in conjunction with a separate petition requesting the Public Service Commission to transfer the last six of AWC's customers to another waste water treatment facility. Upon completion of that transfer, AWC will officially cease operating as a utility subject to the jurisdiction and reporting requirements of the PSC.

WHEREFORE, upon the Commission's granting of the companion petition to transfer utility service, AWC moves the Commission pursuant to KRS 278.020(5) to issue an order declaring AWC is no longer a utility or a provider of utility service.

Respectfully Submitted,



---

John B. Baughman  
Hazelrigg & Cox, LLP  
415 West Main Street, 1<sup>st</sup> Floor  
P.O. Box 676  
Frankfort, Kentucky 40602-0676  
Counsel for Appalachian Waste Control,  
Inc.