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PUBLIC SERVICE
COMMISSION

September 27, 2012

Via Hand Delivery

Jeff Derouen
Executive Director
Kentucky Public Service Commission
211 Sower Blvd.
Frankfort, KY 40601

***In the Matter of: Mountain Rural Telephone Cooperative Corporation, Inc.,
Alleged Failure to Comply with 807 KAR 5:006 and 807 KAR 5:061, Case No.
2012-00370***

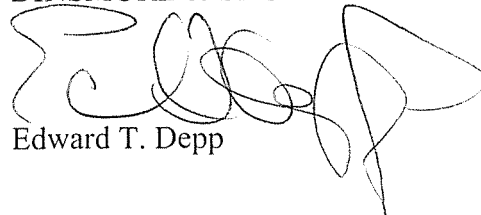
Dear Mr. Derouen:

Enclosed for filing with the Public Service Commission of the Commonwealth of Kentucky (the "Commission") is one (1) original and ten (10) copies of the response of Mountain Rural Telephone Cooperative Corporation, Inc. ("Mountain Rural") to the Commission's order dated September 7, 2012, in regard to the above captioned matter.

Please return a file-stamped copy to our courier.

Sincerely,

DINSMORE & SHOHL LLP



Edward T. Depp

ETD/kwi
Enclosures

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

MOUNTAIN RURAL TELEPHONE)	
COOPERATIVE CORPORATION, INC.)	CASE NO. 2012-00370
_____)	
)	
ALLEGED FAILURE TO COMPLY WITH)	
807 KAR 5:006 and 807 KAR 5:061)	

**MOUNTAIN RURAL TELEPHONE COOPERATIVE CORPORATION, INC.’S
REQUEST FOR INFORMAL CONFERENCE AND
RESPONSE TO SEPTEMBER 7, 2012 ORDER**

Mountain Rural Telephone Cooperative Corporation, Inc. (“Mountain Rural”), by counsel, and in response to the September 7, 2012 Order (the “Order”) of the Public Service Commission of the Commonwealth of Kentucky (the “Commission”), hereby submits this Request for Informal Conference and Response to the Order.

I. REQUEST FOR INFORMAL CONFERENCE

In accordance with the Order, Mountain Rural respectfully requests the Commission schedule an informal conference. Mountain Rural believes an informal conference will promote the efficient and prompt resolution of this matter, in whole or in part, if possible. Therefore, Mountain Rural requests that an informal conference be scheduled as soon as possible.

II. RESPONSE TO THE ORDER

The Order states that Mountain Rural violated 807 KAR 5:061 by failing to use warning signs or traffic control devices to alert approaching traffic of existing hazards. In addition, the Order states that Mountain Rural violated 807 KAR 5:006 by failing to notify the Commission

within two hours of discovering the accident. KRS 278.990 establishes that a penalty may be assessed for any willful violation by a utility or the utility's officer, employee, or agent.

Mountain Rural has adopted a policy requiring that employees use warning signs and other safety apparatuses when working near a roadway to ensure the safety of both employees and the public. Mountain Rural values its established safety rules and procedures and diligently strives to ensure that all employees and contractors have a clear understanding of and abide by those rules and procedures. Employees are required to review these safety materials and procedures and attend training covering all safety practices. In addition, Mountain Rural provides all necessary safety equipment and requires the use of that equipment when engaged in work near a roadway. Though Mountain Rural did not initially notify the Commission about this accident within the two hour window prescribed by the applicable regulations, Mountain Rural voluntarily disclosed the accident to the Commission's investigator on April 18, 2012. After being informed that the accident should have been reported, Mountain Rural immediately prepared and filed an accident report dated April 19, 2012 with the Commission. Mountain Rural maintains that any violation was not willful.

At its April safety meeting, Mountain Rural reminded its employees of safety procedures when working near roadways. In addition, Mountain Rural discussed the accident and its safety policy with the utility's contractors to ensure their future compliance. Mountain Rural continues to highlight the safety practices outlined in its safety manual to its employees and is vigilant in protecting both its employees and members of the public.

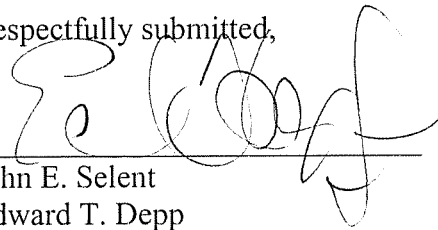
Mountain Rural takes its established safety rules and procedures very seriously. Therefore, Mountain Rural hopes to work with the Commission in order to reassure the Commission that Mountain Rural has implemented and will abide by appropriate procedures and

policies to protect the safety of its employees and contractors, as well as the public. Mountain Rural believes an informal conference will be helpful in achieving this result.

III. CONCLUSION

In conclusion, Mountain Rural respectfully requests an informal hearing to discuss this case further with the Commission in order to reach an efficient and prompt resolution to this matter, in whole or in part, if possible.

Respectfully submitted,



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Counsel to Mountain Rural Telephone Cooperative Corporation, Inc.

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