

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF OLDHAM COUNTY WATER )  
DISTRICT FOR A CERTIFICATE OF PUBLIC )  
CONVENIENCE AND NECESSITY TO ) CASE NO. 2008-00380  
CONSTRUCT WATER SYSTEM IMPROVEMENTS )  
)

ORDER

On September 11, 2008, Oldham County Water District ("Oldham District") submitted an application for a Certificate of Public Convenience and Necessity to construct improvements to its water system. Pursuant to 807 KAR 5:001, Section 2, Commission Staff rejected the application for filing purposes for its failure to comply with 807 KAR 5:001, Section 9(2)(e).<sup>1</sup>

On September 30, 2008, Oldham District advised the Commission in writing of its intent to withdraw its present application and to resubmit its application pursuant to KRS 278.023. It further requested that the Commission return all documents for its use in the future Commission proceeding.

Considering Oldham District's written request as a motion to withdraw its current application and close the present docket, the Commission finds that the motion should be granted. We further find that the documents that have already been received should

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<sup>1</sup> Commission Staff failed to note that the application was not signed by an attorney. See Case No. 2003-00312, Application of Fountain Run Water District No. 1 For Approval of Request For Deviation From 807 KAR 5:066, Section 5(4) (Ky. PSC Oct. 17, 2007).

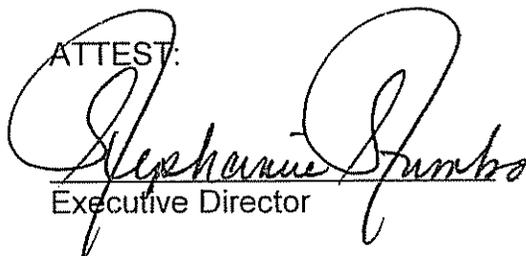
remain with the Commission. In any future filing, Oldham District may reference these documents in any subsequent application for a Certificate of Public Convenience and Necessity in lieu of resubmitting such documents.

IT IS THEREFORE ORDERED that:

1. Oldham District's motion to withdraw its application and close the current proceeding is granted.
2. Oldham District's motion for return of submitted documents is denied.
3. In any future application for a Certificate of Public Convenience and Necessity, Oldham District may reference documents submitted in this case in lieu of resubmitting those documents.
4. This case is closed and shall be removed from the Commission's docket.

Done at Frankfort, Kentucky, this 12<sup>th</sup> day of November, 2008.

By the Commission

ATTEST:  
  
Executive Director