



**KIPLEY J. McNALLY, PLC**

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June 1, 2006

**RECEIVED**

JUN 5 2006

PUBLIC SERVICE  
COMMISSION

Ms. Beth O'Donnell  
Executive Director  
Public Service Commission  
211 Sower Boulevard  
Frankfort, Kentucky 40601

Dear Ms. O'Donnell:

I enclose the original and eleven copies of a Motion to be filed with the Public Service Commission. Please file the enclosed Motion and return one of the copies with your filed stamp on it in the enclosed envelope.

Thank you for your assistance with this and please do not hesitate to contact me if you have any questions.

Very truly yours,

Kipley J. McNally

KJM:jlr  
Enclosures

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE  
COMMISSION

In the Matter of:

JOINT PETITION OF THE CITY OF )  
PIKEVILLE AND MOUNTAIN )  
WATER DISTRICT FOR THE )  
TRANSFER OF CERTAIN )  
WASTEWATER FACILITIES AND )  
RELATED DEBT )

CASE NO. 2006-00123

MOTION  
OF PRESTONSBURG  
TO WITHDRAW ITS  
MOTION TO INTERVENE

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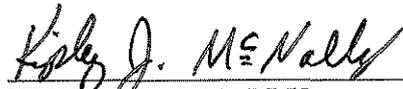
The City of Prestonsburg and the Prestonsburg City's Utilities Commission (collectively "Prestonsburg"), moves the Public Service Commission ("Commission") to approve Prestonsburg's Motion to Withdraw its Motion to Intervene.

This proceeding was initiated by the filing of a Joint Petition for the Transfer of Assets and Debts by the City of Pikeville and Mountain Water District (collectively "Joint Petitioners") on March 21, 2006. Thereafter, Prestonsburg filed its Motion to Intervene. After the filing of various pleadings by the parties, this matter was taken under submission by the Commission. Based on multiple representations contained in various pleadings filed by the Joint Petitioners that the project proposed in the Joint Petition is a separate project from the projects proposed by the Interlocal Agreement dated January 1, 2006, Prestonsburg requests that its Motion to Withdraw Its Motion to Intervene be granted, and further, Prestonsburg reserves its right to file a Motion to

Intervene when Sandy Valley Water District files its Petition to Approve the Transfer of Assets and Related Debt.

WHEREFORE, Prestonsburg moves the Commission for entry of an Order approving Prestonsburg's Motion to Withdraw its Motion to Intervene.

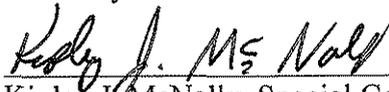
Respectfully submitted,



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Counsel for Prestonsburg City's  
Utilities Commission and Special  
Counsel for the City of Prestonsburg

**CERTIFICATE OF SERVICE**

This is to certify that an original and ten copies of the foregoing pleading in the above-referenced case was mailed by first class mail, postage prepaid to Beth O'Donnell, Executive Director, Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky 40601; and copies were mailed to John N. Hughes, Esq., 124 W. Todd Street, Frankfort, Kentucky 40601 and Joseph G. Jacobs, Chairman of Sandy Valley Water District, P.O. Box 127, Betsy Layne, Kentucky 41605.



June 1, 2006  
Kipley J. McNally, Special Counsel for the  
City of Prestonsburg and the Prestonsburg  
City's Utilities Commission