

Goss ■ Samford PLLC



Attorneys at Law

Mark David Goss

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RECEIVED

JUN 4 2014

PUBLIC SERVICE
COMMISSION

June 4, 2014

Via Hand-Delivery

Mr. Jeffrey Derouen
Executive Director
Kentucky Public Service Commission
P.O. Box 615
211 Sower Boulevard
Frankfort, KY 40602

Re: In the Matter of: Joint Application of Troublesome Creek Environmental Authority, Inc. for an Order Approving a Transfer of Ownership and Control of a Jurisdictional Asset to Knott County Water and Sewer, Inc.
Case Number 2014-00138

Dear Mr. Derouen:

Enclosed please find for filing with the Commission in the above-referenced case an original and ten (10) copies of Troublesome Creek Environmental Authority, Inc. and Knott County Water and Sewer Inc.'s Entry of Appearance and Notice of Substitution of Counsel and Motion to Dismiss. Please return a file-stamped copy to me.

Do not hesitate to contact me if you have any questions.

Very truly yours,

Mark David Goss

Enclosures

RECEIVED

JUN 4 2014

PUBLIC SERVICE
COMMISSION

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JOINT APPLICATION OF TROUBLESOME)	
CREEK ENVIRONMENTAL AUTHORITY, INC.)	CASE NO.
FOR AN ORDER APPROVING A TRANSFER)	2014-00138
OF OWNERSHIP AND CONTROL OF A)	
JURISDICTIONAL ASSET TO KNOTT COUNTY)	
WATER AND SEWER, INC.)	

ENTRY OF APPEARANCE AND
NOTICE OF SUBSTITUTION OF COUNSEL

Comes the undersigned, Mark David Goss, Goss Samford, PLLC, and hereby enters his appearance as current counsel in the above-referenced matter for Knott County Water and Sewer, Inc., and Troublesome Creek Environmental Authority, Inc., substituting for previous counsel, Hon. Calvin R. Tackett.

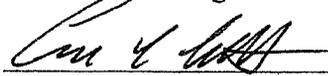
Undersigned counsel respectfully requests that all future pleadings, correspondence, notices and documents related to the above-referenced matter be served upon the current counsel at the address listed below.

Respectively submitted,



Mark David Goss
Goss Samford, PLLC
2365 Harrodsburg Road, Suite B-325
Lexington, Kentucky 40504
(859) 368-7740
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Have seen and Agreed:



Calvin R. Tackett

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JOINT APPLICATION OF TROUBLESOME)	
CREEK ENVIRONMENTAL AUTHORITY)	
FOR AN ORDER APPROVING A TRANSFER)	CASE NO.
OF OWNERSHIP AND CONTROL OF A)	2014-00138
JURISDICTIONAL ASSET TO KNOTT COUNTY)	
WATER AND SEWER INC.)	

MOTION TO DISMISS

Come now the Applicants, Troublesome Creek Environmental Authority, Inc., (“TEA”) and Knott County Water and Sewer, Inc., (“Knott County”), by counsel, and move the Kentucky Public Service Commission to dismiss without prejudice the Application filed on April 15, 2014 (the “Application”) for the following reasons:

- The Application was filed in the absence of a formal contract between TEA and Knott County for the transfer and disposition of the assets in question.
- Goss Samford, PLLC has been recently retained and entered an appearance in this matter. Commission Staff (“Staff”) submitted requests for information to TEA and Knott County on May 9, 2014, with responses due from TEA and Knott County on or before May 19, 2014. On May 22, 2014, TEA and Knott County, through previous counsel, submitted a motion for an extension of time within which to file the responses to Staff’s information requests. The Commission

issued an Order on May 29, 2014, granting an extension until June 9, 2014, for TEA and Knott County to respond to Staff's information requests.

- TEA and Knott County are unable to gather the information required to thoroughly respond to Staff's requests prior to the current June 9, 2014, deadline and would likely need to request additional time to respond to the requests.
- The original sixty (60) day statutory deadline (June 16, 2014) has been extended an additional sixty (60) days, making the Commission's Order due on or before August 16, 2014.
- A request for additional time to respond to Staff's information requests would further shorten the Commission's time within which to render a decision in this matter.

WHEREFORE, on the basis of the foregoing, TEA and Knott County respectfully request this matter be dismissed without prejudice. TEA and Knott County will submit a new application once a contract is in place for the transfer of the assets and more detailed information is gathered to address Staff's concerns.

Respectfully submitted,



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Environmental Authority, Inc. and
Knott County Water and Sewer, Inc.*