COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENERGY CORP. FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY TO APPLY FOR A FRANCHISE FROM THE CITY OF PROVIDENCE

CASE NO. 2010-00037

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ORDER

Having not received the evidence necessary to establish the city of Providence, Kentucky's need for a franchise, the Commission, on its own motion, HEREBY ORDERS that this matter is dismissed without prejudice and removed from the Commission's docket.

By the Commission

ENTERED \mathcal{M} SEP - 7 2010 KENTUCKY PUBLIC

ATTE Exe

Honorable Frank N King, Jr. Attorney at Law Dorsey, King, Gray, Norment & Hopgood 318 Second Street Henderson, KY 42420