COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

MENIFEE COUNTY BOARD OF EDUCATION)
COMPLAINANT)
V.) CASE NO.
CLARK ENERGY COOPERATIVE, INC.) 2011-00076
DEFENDANT)

ORDER

On June 18, 2013, Menifee County Board of Education ("Menifee County") and Clark Energy Cooperative, Inc. ("Clark Energy") filed a joint motion to dismiss this case with prejudice as this matter has been resolved and Menifee County is satisfied.

Based on the joint motion and being otherwise sufficiently advised, the Commission finds that a hearing is not necessary in the public interest or for the protection of substantial rights, and that the joint motion to dismiss with prejudice should be granted.

IT IS THEREFORE ORDERED that:

- 1. The joint motion of Menifee County and Clark Energy to dismiss this case with prejudice is granted.
- 2. This proceeding is closed and shall be removed from the Commission's docket.

By the Commission

ENTERED

JUN 2 1 2013

KENTUCKY PUBLIC SERVICE COMMISSION

ATTEST

Executive Director

Paul G Embs
President & CEO
Clark Energy Cooperative, Inc.
2640 Ironworks Road
P. O. Box 748
Winchester, KY 40392-0748

Dana Daughetee Fohl Bowles Rice LLP 333 West Vine Street, Suite 1700 Lexington, KENTUCKY 40507-163

Charles Mitchell Superintendent Menifee County Board of Education P.O. Box 110 202 Black Street Frenchburg, KENTUCKY 40322

John S Pumphrey Grant, Rose & Pumphrey 51 South Main Street Winchester, KENTUCKY 40391