

**COMMONWEALTH OF KENTUCKY**  
**BEFORE THE PUBLIC SERVICE COMMISSION**

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In the matter of:

**APPLICATION OF THE SANDY HOOK )**  
**WATER DISTRICT FOR A CERTIFICATE )**  
**OF PUBLIC CONVENIENCE AND NECESSITY )**      **Case No. 2005-00278**  
**TO CONSTRUCT AN IMPROVEMENTS PROJECT )**  
**PURSUANT TO KRS 278.020 )**


**MOTION FOR LEAVE TO WITHDRAW APPLICATION**

The Sandy Hook Water District (the "District"), by counsel, moves the Commission for leave to withdraw the application in this case on the grounds that pursuant to Part 1 F.20(3) of House Bill 267, a certificate of public convenience and necessity is not required because the District is a Class A or B utility as defined in the Uniform System of Accounts established by the Commission and (1) the District will not, as a result of the waterworks improvement project, incur obligations requiring Commission approval pursuant to KRS 278.300 and (2) the District shall not, as a result of the waterworks improvement project, increase rates to its customers.

For assurance that a Certificate of Public Convenience and Necessity is not required for the waterworks improvement project, the District requests that the Commission make a finding in its order that a Certificate of Public Convenience and Necessity is not required for the subject waterworks improvement project.

**WHEREFORE**, the Applicant, Sandy Hook Water District, by counsel, moves the Commission for leave to withdraw the subject Application, thereby closing this case; to make a finding in its Order that a Certificate of Public Convenience and Necessity is not required for the subject waterworks improvement project; and to afford the District any and all proper relief.

Rubin & Hays

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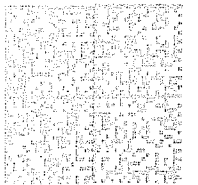
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To

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