

Commonwealth of Kentucky  
Before the Public Service Commission

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PUBLIC SERVICE  
COMMISSION

In the Matter of:

APPLICATION OF MALLARD POINT )  
DISPOSAL SYSTEMS, INC., TO REVISE )  
NON-RECURRING CHARGES )

Case No. 2006-00331

ATTORNEY GENERAL'S  
MOTION TO INTERVENE

With

CONTINGENT MOTION FOR WRITTEN COMMENTS

The Attorney General of the Commonwealth of Kentucky pursuant to KRS 367.150(8) submits this Motion to Intervene in this proceeding. The Attorney General requests intervention as a party to the fullest extent permitted by law in order to execute his statutory duties pursuant to KRS 367.150(8).

Contingent upon the Commission's granting the Motion to Intervene, the Attorney General also moves for the establishment of a procedural schedule under which the Attorney General may file Written Comments regarding the Application (and permitting the Applicant an opportunity to respond).

Respectfully submitted,

GREGORY D. STUMBO  
ATTORNEY GENERAL

*David Edward Spenard*  
David Edward Spenard  
Assistant Attorney General  
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502 696-5457

*Certificate of Service and Filing*

Counsel certifies filing of the original and ten photocopies of this Motion to Intervene by hand delivery to Beth O'Donnell, Executive Director, Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky 40601; furthermore, service of the filing was by mailing a true and correct of the same, first class postage prepaid, to Mark S. Smith, Mallard Point Disposal Systems, Inc., 118 South Broadway, Georgetown, Kentucky 40324, all on this 17<sup>th</sup> day of July 2006.

David Edward Spencer  
Assistant Attorney General