



Ernie Fletcher  
Governor

Mark David Goss  
Chairman

Teresa J. Hill, Secretary  
Environmental and Public  
Protection Cabinet

Commonwealth of Kentucky  
**Public Service Commission**  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, Kentucky 40602-0615  
Telephone: (502) 564-3940  
Fax: (502) 564-3460  
psc.ky.gov

John W. Clay  
Commissioner

Christopher L. Lilly  
Commissioner  
Department of Public Protection

October 20, 2006

Honorable Ronnie G. Dunnigan  
Attorney at Law  
3100 Maria Drive  
Lexington, KY 40516

RE: Case No. 2006-00443

We enclose one attested copy of the Commission's Order in the above case.

Sincerely,

A handwritten signature in black ink, appearing to read "Beth O'Donnell".

Beth O'Donnell  
Executive Director

BOD/jc  
Enclosure



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H. Jay Freeman  
Natural Energy Utility Corporation  
2560 Hoods Creek Pike  
Ashland, KY 41102

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Michael C. Stephens  
President  
Court of Three Sisters, Inc.  
1007 West Midland Trail  
Ashland, KY

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Michael C. Stephens  
President  
Court of Three Sisters, Inc.  
1007 West Midland Trail  
Ashland, KY

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

COURT OF THREE SISTERS, INC.	)	
	)	
COMPLAINANT	)	
	)	
v.	)	CASE NO. 2006-00443
	)	
NATURAL ENERGY UTILITY CORPORATION	)	
	)	
DEFENDANT	)	

ORDER TO SATISFY OR ANSWER

Natural Energy Utility Corporation ("NEUC") is hereby notified that it has been named as defendant in a formal complaint filed on October 6, 2006, a copy of which is attached hereto.

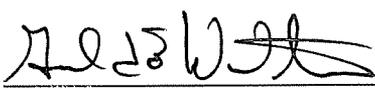
Pursuant to 807 KAR 5:001, Section 12, NEUC is HEREBY ORDERED to satisfy the matters complained of or file a written answer to the complaint within 10 days from the date of service of this Order.

Should documents of any kind be filed with the Commission in the course of this proceeding, the documents shall also be served on all parties of record.

Done at Frankfort, Kentucky, this 20<sup>th</sup> day of October, 2006.

ATTEST:

By the Commission

  
\_\_\_\_\_  
Executive Director

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the matter of:

Court of Three Sisters, Inc. (a Kentucky corporation)  
(Your Full Name)  
COMPLAINANT  
VS.  
Natural Energy Utility Corporation  
(Name of Utility)  
DEFENDANT

RECEIVED  
OCT 6 2006  
PUBLIC SERVICE  
COMMISSION

Case No. 2006-00443

COMPLAINT

The complaint of Court of Three Sisters, Inc. respectfully shows:  
(Your Full Name)

(a) Michael C. Stephens, President  
(Your Full Name)

1007 West Midland Trail, Ashland, KY  
(Your Address)

(b) Natural Energy Utility Corporation  
(Name of Utility)

2560 Hoods Creek Pike, Ashland, KY  
(Address of Utility)

(c) That: See attached  
(Describe here, attaching additional sheets if necessary,

the specific act, fully and clearly, or facts that are the reason

and basis for the complaint.)

Continued on Next Page

Formal Complaint

\_\_\_\_\_ vs. \_\_\_\_\_

Page 2 of 2

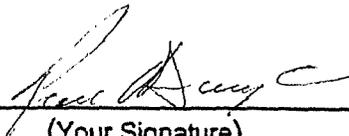
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Wherefore, complainant asks that Defendant be required, at its own cost,  
**(Specifically state the relief desired.)**

to bury the gas line to its legal depth.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Dated at Lexington, Kentucky, this 4th day  
**(Your City)**

of October, ~~19~~ 2006  
**(Month)**

  
\_\_\_\_\_  
**(Your Signature)**

Ronnie G. Dunnigan  
**(Name and address of attorney, if any)**

3100 Maria Drive  
Lexington, Kentucky 40516  
Telephone (859) 293-2786

A six (6") inch gas line was installed by Defendant on Plaintiff's property (mobile home park) to a depth of only six (6") inches. Installation of the gas line causes an immediate danger to residents of the mobile home park because Defendant failed to properly install the gas line to the required depth of thirty (30") inches below surface. The pipe line parallels the main road inside of the mobile home park which is heavily traveled by residents and other parties visiting the park.

The roadway that the gas line parallels has not been altered either before or after Defendant's installation of the gas line.

Plaintiff has been directed by the Ashland-Boyd County Health Department to improve the drainage condition of the subject road by installing a twenty-four (24") inch catch basin to correct the drainage problem.

Defendant has failed and refused to correct the depth of the gas line in order for Plaintiff to comply with the directive of Ashland-Boyd County Health Department to improve the road drainage condition.

Is your RETURN ADDRESS completed on the reverse side?

**SENDER:**

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1.  Addressee's Address
- 2.  Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

H. Jay Freeman  
 Natural Energy Utility Corp.  
 2560 Hoods Creek Pike  
 Ashland, Ky 41102

4a. Article Number

7005 1820 0006 1154 7830

4b. Service Type

- Registered  Insured
- Certified  COD
- Express Mail  Return Receipt for Merchandise

7. Date of Delivery

10/23/86

5. Signature (Addressee)

Cynthia Noble RC

8. Addressee's Address (Only if requested and fee is paid)

6. Signature (Agent)

Cynthia Noble

PS Form 3811, December 1991

U.S. GPO: 1992-323-402

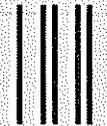
**DOMESTIC RETURN RECEIPT**

CG-443 10/20/86 JDC

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE

Official Business



PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300



Print your name, address and ZIP Code here

PUBLIC SERVICE COMMISSION  
 211 SOWER BLVD.  
 P.O. BOX 615  
 FRANKFORT, KY 40602

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