COMMONWEALTH OF KENTUCKY PUBLIC SERVICE COMMISSION CASE NO. 2007-00202

IN RE: The Matter of:

CARROLL COUNTY WATER DISTRICT, NO. 1 : CASE NO. 2007-00202

Complainant,

Vs.

WHITEHORSE DEVELOPMENT GROUP, LLC

Intervening Complainant,

 $\mathbf{v}_{\mathbf{s}}$.

GALLATIN COUNTY WATER DISTRICT :

Defendant.

INTERVENING COMPLAINANT WHITEHORSE DEVELOPMENT GROUP, LLC'S RESPONSE TO CARROLL DISTRICT'S MOTION TO SHOW CAUSE

Comes now Intervening Complainant Whitehorse Development Group, LLC and for its response to Carroll District's Motion to Show Cause, by and through counsel, states as follows:

That Intervening Complainant Whitehorse Development Group, LLC has been developing its commercial site for over eighteen months. That it has been assured that sufficient water service would be available to its site. That its site requires service from an 8 inch line, and that upon information and belief, only the Gallatin County Water District can provide immediate access to water to meet the development's needs. That based upon that information and belief, it has moved forward with development of its site, including the installation of a water line to

near the Gallatin County Water District's line, through the use of an independent contractor, with the anticipation that it will be able to connect to same.

Respectfully submitted,

DENNIS R. WILLIAMS ADAMS, STEPNER, WOLTERMANN & DUSING, P.L.L.C. 40 West Pike Street PO Box 861 Covington, Kentucky 41012-0861 (606) 291-7270

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was faxed and mailed via regular U.S. Mail, postage pre-paid, this 25 day of October, 2007 to:

Ruth H. Baxter Crawford & Baxter, P.S.C. Attorneys at Law 523 Highland Avenue P.O. Box 353 Carrollton, Kentucky 41008 Attorney for Plaintiffs

Stephen P. Huddleston Attorney for GCWD P.O. Box 807 Warsaw, Kentucky 41095 **Attorney for Defendant**

DENNIS R. WILLIAMS