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DAMON R. TALLEY

ATTORNEY AT LAW

May 21, 2008

**RECEIVED**  
MAY 22 2008  
PUBLIC SERVICE  
COMMISSION

Ms. Stephanie Stumbo  
Executive Director  
Public Service Commission  
PO Box 615  
Frankfort, KY 40602

RE: PSC Case No. 2007-00310  
Harston v. Allen County Water District

Dear Ms. Stumbo;

Enclosed for filing are the original and ten (10) copies of the Status Report and Joint Motion to Suspend the Procedural Schedule.

This pleading is being filed on behalf of all the parties in this case.

Yours truly,  
DAMON R. TALLEY, P.S.C.

  
DAMON R. TALLEY, COUNSEL FOR  
ALLEN COUNTY WATER DISTRICT

DRT:ms

Enclosures

cc: Allen County Water District  
Bobby H. Richardson  
James S. Secrest, Sr.

8/ACWD/Stumbo 5-21-08

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JIMMY HARSTON and )  
RANDY HARSTON ) COMPLAINANTS )  
 )  
v. ) CASE NO. 2007-00310  
 )  
ALLEN COUNTY )  
WATER DISTRICT ) DEFENDANT )

**STATUS REPORT AND JOINT MOTION  
TO  
SUSPEND PROCEDURAL SCHEDULE**

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The Complainants, Jimmy Harston and Randy Harston, and the Defendant, Allen County Water District, by counsel, provide the Status Report set forth below and jointly move the Commission to Suspend the Procedural Schedule contained in the Commission's Order dated April 9, 2008. For cause, the Parties state as follows:

1. **Status Report.** The Parties have reached a tentative settlement agreement in this matter. The formal Settlement Agreement must be finalized, approved by the respective Parties and executed. The Allen County Water District anticipates approving the formal Settlement Agreement at its next regularly scheduled Board of Commissioners meeting to be held on June 3, 2008.

2. Once the Settlement Agreement has been approved and executed, it is anticipated that the attorney for the Complainants will inform the Commission and request the Commission to dismiss this case.

3. **Motion to Suspend Procedural Schedule.** The Parties jointly move the Commission to suspend the Procedural Schedule set forth in the Commission's April 9, 2008 Order, pending confirmation that the formal Settlement Agreement has been approved and executed.

Respectfully submitted this 21<sup>st</sup> day of May, 2008.

BOBBY H. RICHARDSON  
RICHARDSON, GARDNER,  
BARRICKMAN & ALEXANDER  
COUNSEL FOR COMPLAINANTS

JAMES S. SECREST, SR.  
SECREST & SECREST  
CO-COUNSEL FOR DEFENDANT

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BY:

  
DAMON R. TALLEY,  
CO-COUNSEL FOR DEFENDANT