Steven L. Beshear Governor

Robert D. Vance, Secretary Environmental and Public Protection Cabinet

Larry R. Bond Commissioner Department of Public Protection

Honorable Holly C. Wallace Attorney at Law Dinsmore & Shohl, LLP 1400 PNC Plaza 500 West Jefferson Street Louisville, KY 40202



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

February 28, 2008

Mark David Goss Chairman

> John W. Clay Vice Chairman

Caroline Pitt Clark Commissioner

RE: Case No. 2007-00409

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

Sincerely,

Beth O'Donnell Executive Director

BOD/tw Enclosure



## COMMONWEALTH OF KENTUCKY

## BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

## PETITION FOR AN INVESTIGATION INTO THE ) CASE NO. UTILITY ASSESSMENTS PAID BY KENTUCKY ) 2007-00409 RSA #3 CELLULAR GENERAL PARTNERSHIP )

## <u>O R D E R</u>

On February 11, 2008, an informal conference was held in this matter, wherein Commission Staff and the petitioner, Kentucky RSA #3 Cellular General Partnership ("Kentucky RSA #3"), discussed the scope and nature of the petition. At the conclusion of the informal conference, Kentucky RSA #3 stated that it would give notice to the Commission on its position as to the future status of this case.

To ensure that this action continues to move forward and is resolved in a timely manner, the Commission shall require Kentucky RSA #3 to submit a written statement indicating whether it desires to move forward with the petition. If Kentucky RSA #3 states that the petition is to go forward, the petitioner shall also tender a proposed procedural schedule for this matter.

IT IS THEREFORE ORDERED that:

1. Within 15 days of the date of this Order, Kentucky RSA #3 shall provide, in writing, a statement indicating whether it desires the Commission to move forward with the petition.

2. If Kentucky RSA #3 states that it desires the Commission to move forward with the petition, within 15 days of the date of this Order, it shall also provide a proposed procedural schedule for the remainder of this case.

3. If no response is received, or if the petitioner desires to voluntarily dismiss the action, the Commission shall address the dismissal by separate Order.

Done at Frankfort, Kentucky, this 28th day of February, 2008.

By the Commission

ATTESI cecutive Director