Steven L. Beshear Governor

Robert D. Vance, Secretary Environmental and Public Protection Cabinet

Larry R. Bond Commissioner Department of Public Protection



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 18, 2008

Mark David Goss Chairman

John W. Clay Vice Chairman

Caroline Pitt Clark Commissioner

Mr. Robert C. Moore Hazelrigg and Cox, LLP Post Office Box 676 Frankfort, KY 40602

Re: PSC Case No. 2008-00024

Notice of Appearance of Counsel

Dear Mr. Moore:

Thank you for your prompt attention to filing your Notice of Appearance of Counsel on behalf of Joint Applicants, Downstream, Inc. and Fox Run Utilities, LLC. You have supplied an amended last page of the application, which cures the problem set out in the Commission's Order.

Two issues remain, and I believe you are aware of both of them. Fox Run Utilities, LLC should file a Notice of Adoption of existing rates. (The Notice of Adoption form can be found on the PSC Website under "Forms.") Also, Fox Run Utilities, LLC should post an irrevocable letter of credit to the Public Service Commission in the principal sum of \$25,000.

Please call me if you have any questions about this matter.

Sincerely,

C. Dale Wright Staff Attorney



COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

RECEIVED	
FEB 1:4 2008	
GENERAL COUNSEL	

JOINT APPLICATION OF DOWNSTREAM, INC.,)
AND FOX RUN UTILITIES, LLC) Case No. 2008-00024
FOR APPROVAL OF THE TRANSFER OF)
WASTEWATER TREATMENT PLANT TO)
FOX RUN UTILITIES, LLC)

NOTICE OF APPEARANCE OF COUNSEL

Comes Robert C. Moore, Hazelrigg & Cox, LLP, 415 West Main Street, P.O. Box 676, Frankfort, Kentucky 40602-0676, and hereby advises the Public Service Commission that he will be appearing as counsel on behalf of the Joint Applicants in the above styled case. Attached to this Notice of Appearance of Counsel is the signature page of the Joint Application containing a statement indicating that said Joint Application was prepared and filed by counsel.

Respectfully submitted,

Robert C. Moore

Hazelrigg & Cox, LLP 415 West Main Street

P.O. Box 676

Frankfort, Kentucky 40602-0676

Rodney Ratliff, President Date: November 13, 2007 FOX RUN UTILITIES, LLC Vavence W. Smither, Member Date: Jauuary 7, 2008
STATE OF KENTUCKY)
COUNTY OF FRANKLIN)
Signed and sworn to before me by Rodney Ratliff, as President of Downstream, Inc., this the 13th day of November, 2007. My commission expires: 422,2010
Notary Public State at Jarge
STATE OF KENTUCKY)
COUNTY OF OLDHAM)
Signed and sworn to before me by Lawrence W. Smither, as a Member of Fox Run Utilities, LLC, this the
My commission expires: 4-25-2009
This instrument prepared and filed. Notary Public (MMM. Ckp. 4-25.2009) Robert C. Moore Hazelrigg & Cox, LLP 415 West Main St., P. O. Box 676 Frankfort, KY 40602