Robert D. Vance, Secretary Environmental and Public Protection Cabinet

Larry R. Bond Commissioner Department of Public Protection

Jerome A. Kanney President Cow Creek Gas, Inc. P. O. Box 3385 Pikeville, KY 41502



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

April 22, 2008

Mark David Goss Chairman

> John W. Clay Vice Chairman

Caroline Pitt Clark Commissioner

#### CERTIFICATE OF SERVICE

RE: Case No. 2008-00121 Cow Creek Gas, Inc.

I, Stephanie Stumbo, Executive Director of the Public Service Commission, hereby certify that the enclosed attested copy of the Commission's Order in the above case was served upon the addressee by U.S. Mail on April 22, 2008.

**Executive Director** 

SS/tw Enclosure



### COMMONWEALTH OF KENTUCKY

### BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PURCHASED GAS ADJUSTMENT	)	
FILING OF COW CREEK GAS, INC.	)	CASE NO. 2008-00121

# ORDER

Cow Creek Gas, Inc. ("Cow Creek") has notified the Commission, by letter, that it is withdrawing its application for a purchased gas adjustment. The Commission will treat Cow Creek's letter as a motion to withdraw.

Having considered the motion and being otherwise sufficiently advised, the Commission finds that the motion should be granted.

### IT IS THEREFORE ORDERED that:

- 1. Cow Creek's motion to withdraw its application for a purchased gas adjustment is granted.
  - 2. This case is closed and is removed from the Commission's docket.

Done at Frankfort, Kentucky, this 22nd day of April, 2008.

By the Commission

Executive Director

Robert D. Vance, Secretary **Environmental and Public Protection Cabinet** 

Larry R. Bond Commissioner **Department of Public Protection** 

Daniel W. Brewer President And Ceo Blue Grass Energy Cooperative Corp. P. O. Box 990 1201 Lexington Road Nicholasville, KY 40340-0990



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April 22, 2008

Mark David Goss Chairman

John W. Clay Vice Chairman

Caroline Pitt Clark Commissioner

RE: Case No. 2008-00011

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

Sincerely,

Stephanie Stumbo **Executive Director** 

SS/tw Enclosure

KentuckyUnt-indledSpirit.com



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

April 22, 2008

Lawrence W. Cook Assistant Attorney General Office of the Attorney General Utility & Rate Intervention Division 1024 Capital Center Drive Suite 200 Frankfort, KY 40601-8204

RE: Case No. 2008-00011

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

Sincerely,

Stephanie Stumbo **Executive Director** 

SS/tw Enciosure



Mark David Goss Chairman

John W. Clay Vice Chairman

Caroline Pitt Clark Commissioner

Robert D. Vance, Secretary Environmental and Public Protection Cabinet

Larry R. Bond Commissioner Department of Public Protection

Honorable Howard Downing Attorney at Law 109 South First Street Nicholasville, KY 40356



Commonwealth of Kentucky

Public Service Commission
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P.O. Box 615

Frankfort, Kentucky 40602-0615

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April 22, 2008

Mark David Goss Chairman

John W. Clay Vice Chairman

Caroline Pitt Clark Commissioner

RE: Case No. 2008-00011

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

Sincerely,

Stephanie Stumbo Executive Director

SS/tw Enclosure



## COMMONWEALTH OF KENTUCKY

### BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF BLUE GRASS ENERGY	)	
COOPERATIVE CORPORATION FOR AN	)	CASE NO. 2008-00011
ADJUSTMENT IN ITS ELECTRIC RATES	j	

## ORDER

On March 11, 2008, Leigh and Troy Roach submitted a letter, which the Commission will treat as a motion, in which they request permission to intervene in this proceeding.

It is unclear from the letter and the attachments thereto whether the Roaches are seeking individual intervention or whether they are seeking intervention on behalf of the Cherry Blossom Subdivision residents.<sup>1</sup> The Commission has previously held that the representation of the rights of others before an administrative agency is considered the practice of law<sup>2</sup> and must be performed by a licensed attorney.<sup>3</sup> According to the

<sup>&</sup>lt;sup>1</sup> The March 11, 2008 letter references a February 25, 2008 letter the Roaches filed with the Commission regarding the service territory boundary between Blue Grass Energy Cooperative Corporation and Kentucky Utilities Company. The March 11, 2008 letter refers to the earlier letter as being filed by the Cherry Blossom Subdivision Home Owners' Association. The February 25, 2008 letter indicates that the Roaches are residents of the Cherry Blossom Subdivision in Georgetown, Kentucky.

<sup>&</sup>lt;sup>2</sup> Administrative Case No. 249, Practice Before the Commission by Attorneys Non-Licensed in the Commonwealth of Kentucky (Ky. PSC June 15, 1981) at 2.

<sup>&</sup>lt;sup>3</sup> <u>See also</u>, <u>Kentucky Bar Association v. Henry Vogt Machine Co.</u>, 416 S.W.2d 727 (Ky. 1967).

attorney directory listed on the Website maintained by the Kentucky Bar Association,<sup>4</sup> neither Leigh Roach nor Troy Roach is licensed to practice law in Kentucky and they are thus prohibited from intervening on behalf of the Cherry Blossom Subdivision residents. We note, however, that the Attorney General of the Commonwealth of Kentucky has been granted full intervention in this case and that he is charged by statute with representing the interests of all consumers.

The Commission, having reviewed the motion and being otherwise sufficiently advised, finds that Leigh and Troy Roach are likely to present issues and develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings and that they should be granted full, individual intervention.

## IT IS THEREFORE ORDERED that:

- 1. The joint motion of Leigh and Troy Roach to intervene is granted.
- 2. Leigh and Troy Roach shall each be entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order.
- 3. Should either Leigh or Troy Roach file documents of any kind with the Commission in the course of these proceedings, he or she shall also serve a copy of said documents on all other parties of record.

<sup>&</sup>lt;sup>4</sup> See http://www.kybar.org/Default.aspx?tabid=26.

Done at Frankfort, Kentucky, this 22nd day of April, 2008.

By the Commission

Executive Director