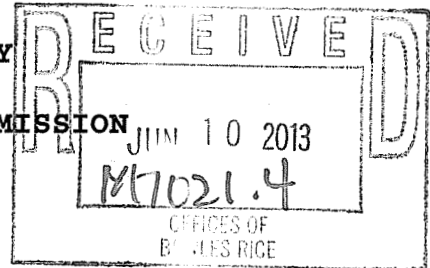


COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION



In the Matter of:

MENIFEE COUNTY BOARD OF EDUCATION )

COMPLAINANT )

V. )

CLARK ENERGY COOPERATIVE, INC. )

DEFENDANT )

RECEIVED

JUN 18 2013

CASE NO.  
2011-00076

PUBLIC SERVICE  
COMMISSION

JOINT MOTION TO DISMISS WITH PREJUDICE

Come Clark Energy Cooperative, Inc. ("Clark"), the defendant herein, and Menifee County Board of Education ("the Board"), the complainant herein, both by and through counsel, and hereby jointly move that this case be dismissed with prejudice as this matter has been resolved and the Board is satisfied.

**WHEREFORE**, for the reasons set forth above, Clark and the Board jointly respectfully request:


(1) That the complaint herein be dismissed with prejudice and without further action taken by the Commission; and

(2) That this matter be closed on the Commission's docket.

**DATED:** This 7th day of June, 2013.

Respectfully submitted,

**GRANT, ROSE & PUMPHREY**  
51 South Main Street  
Winchester, Kentucky 40391  
Telephone: (859) 744-6828

By:   
John S. Pumphrey

ATTORNEYS FOR  
CLARK ENERGY COOPERATIVE, INC.

-and-


**BOWLES RICE LLP**  
333 West Vine Street, Suite 1700  
Lexington, Kentucky 40507  
Telephone: (859) 252-2202

By:   
Dana Daughette Fohl

ATTORNEYS FOR MENIFEE COUNTY  
COUNTY BOARD OF EDUCATION

**CERTIFICATE OF SERVICE**

This is to certify that the foregoing Motion to Dismiss With Prejudice has been served upon the Defendant by mailing a true copy of same to its counsel of record, John S. Pumphrey, Grant, Rose & Pumphrey, 51 South Main Street, Winchester, Kentucky 40391, and upon the Commission by mailing the original and ten (10) copies to Faith B. Burns, Public Service Commission, 211 Sower Boulevard, P.O. Box 615, Frankfort, Kentucky 40602-0615, on this 17th day of June, 2013.

  
\_\_\_\_\_  
Of Counsel for Menifee County  
Board of Education