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April 30, 2012

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PUBLIC SERVICE  
COMMISSION

**Via Hand Delivery**

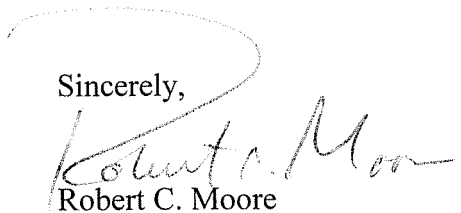
Mr. Jeff R. Derouen, Executive Director  
Kentucky Public Service Commission  
211 Sower Boulevard  
P. O. Box 615  
Frankfort, Kentucky 40602-0615

Re: In the Matter of Alternative Rate Adjustment Filing of Coolbrook Utilities, LLC,  
("Coolbrook"); Case No. 2011-00433

Dear Executive Director Derouen:

Please find attached the original and ten (10) copies of Coolbrook's Motion for Identification of Issues for filing in the above referenced case. Thank you for your attention to this matter, and please call me should you wish to discuss same.

Sincerely,



Robert C. Moore

RCM/jlc

cc: Gerald Wuetcher - via electronic mail

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

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APR 30 2012

In the Matter of:

ALTERNATIVE RATE ADJUSTMENT FILING )  
OF COOLBROOK UTILITIES, LLC )

PUBLIC SERVICE  
COMMISSION

CASE NO. 2011-00433

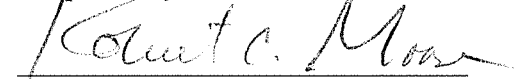
**COOLBROOK UTILITIES, LLC'S  
MOTION FOR IDENTIFICATION OF ISSUES**

Comes the Applicant, Coolbrook Utilities, LLC ("Coolbrook"), by counsel, and for its Motion for Identification of Issues to be addressed at the formal hearing concerning Coolbrook's application for rate adjustment, and the proposed surcharge, states as follows.

- 1) On October 31, 2011, Coolbrook filed its Application for Rate Adjustment. Thereafter, on March 5, 2012, Public Service Commission Staff issued its Staff Report. Paragraph 3 of the Commission's Order entered in the above-styled action on January 11, 2012, stated "A party's failure to file a written objection to a finding or recommendation contained in the Staff Report by March 7, 2012 shall be deemed as agreement with that finding or recommendation".
- 2) On March 19, 2012, Coolbrook filed its Objections to Commission Staff's Report. Coolbrook did not object to the findings or recommendations set forth in the Staff Report and did not request a hearing on same, with the exception of the recommendation to disallow the proposed surcharge to fund the Division of Water mandated Inflow and Infiltration study, and the rejection of the payment of any legal fees attributable to the rate case. Accordingly, Coolbrook understood that the issues to be addressed in the hearing scheduled in this matter are limited to the recommendation to disallow the proposed surcharge, and the rejection of the payment of any legal fees attributable to the rate case.
- 3) In order to ensure that it is fully prepared to address any issues raised by the Commission

during the formal hearing scheduled in this matter, Coolbrook respectfully requests the Commission to identify for the parties the specific issues to be addressed by the Commission at the hearing, which it understands may include issues in addition to the Staff's recommendation to disallow the proposed surcharge to fund the Division of Water mandated Inflow and Infiltration study, and the rejection of the payment of any legal fees attributable to the rate case. Coolbrook further requests the Commission to identify the individuals that will be called to provide testimony at the hearing. Identifying all of the issues to be addressed at the formal hearing and the witnesses to be called to testify at the hearing at this time will facilitate a more efficient hearing process, and ensure that all issues are fully addressed.

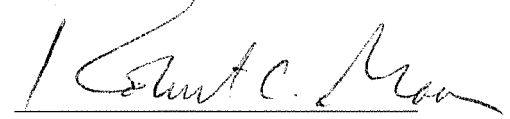
Respectfully Submitted,



Robert C. Moore  
Hazelrigg & Cox, LLP  
415 West Main Street, 1<sup>st</sup> Floor  
P.O. Box 676  
Frankfort, Kentucky 40602-0676

#### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing has been served by U.S. Mail, postage prepaid, upon Jeff Derouen, Executive Director, Public Service Commission, 211 Sower Blvd., P.O. Box 615, Frankfort, Kentucky 40602, and David Edward Spenard, Assistant Attorney General, 1024 Capital Center Drive, Suite 200, Frankfort, KY 40601-8204, by placing same in the U.S. Mail, postage prepaid, this the 30<sup>th</sup> of April, 2012.



Robert C. Moore