

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

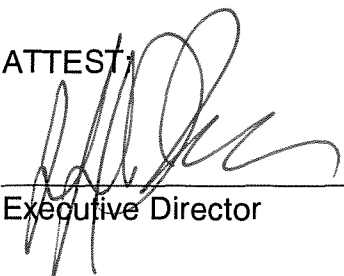
CHARLES E. HARDIN, JR., INDIVIDUALLY AND)	
CHARLES E. HARDIN, JR., MAGOFFIN)	
COUNTY JUDGE EXECUTIVE O/B/O THE)	
MAGOFFIN FISCAL COURT AND)	
CONSUMERS OF MAGOFFIN COUNTY)	
RECEIVING NATURAL GAS SERVICES FROM)	
KENTUCKY FRONTIER GAS, LLC)	
)	CASE NO.
COMPLAINANT)	2014-00038
V.)	
)	
KENTUCKY FRONTIER GAS, LLC)	
)	
DEFENDANT)	

ORDER TO SATISFY OR ANSWER

Kentucky Frontier Gas, LLC ("Kentucky Frontier") is hereby notified that it has been named as defendant in a formal complaint filed on February 19, 2014, a copy of which is attached hereto.

Pursuant to 807 KAR 5:001, Section 19, Kentucky Frontier is HEREBY ORDERED to satisfy the matters complained of or file a written answer to the complaint within ten days of the date of service of this Order.

Should documents of any kind be filed with the Commission in the course of this proceeding, the documents shall also be served on all parties of record.

ATTEST:


Executive Director

By the Commission

ENTERED
FEB 27 2014
KENTUCKY PUBLIC SERVICE COMMISSION

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

FEB 19 2014

PUBLIC SERVICE
COMMISSION

IN THE MATTER OF:

CHARLES E. HARDIN, JR., Individually)
and CHARLES E. HARDIN, JR.,)
MAGOFFIN COUNTY JUDGE EXECUTIVE)
O/B/O THE MAGOFFIN FISCAL COURT)
AND CONSUMERS OF MAGOFFIN COUNTY)
RECEIVING NATURAL GAS SERVICES)
FROM KENTUCKY FRONTIER GAS. LLC)

CASE NO. 2014-00038

COMPLAINANT)

COMPLAINT

VS:)

KENTUCKY FRONTIER GAS, LLC)

DEFENDANT)

Comes now the Complainant, by counsel, Magoffin County Attorney, Gregory D. Allen,
and for his Complaint and states as follows:

1) The Complainant, Charles E. Hardin, Jr., whose mailing address is 201 East
Maple Street, P. O. Box 430, Salyersville, Kentucky 41465, is both an individual consumer of
natural gas and the Magoffin County Judge Executive in charge of the joint oversight of public
property held by the county and state including the Magoffin County Justice Center located in
Salyersville, Kentucky which is supplied natural gas and is a customer/consumer of the
Defendant complaint;

2) That the Complainant, Charles E. Hardin, Jr., M.D., files this Complaint
individually and o/b/o the Magoffin Fiscal Court which oversees the operations and maintenance
of the Magoffin County Justice Center and o/b/o the adversely affected and damaged Magoffin

County consumers/customers of the Defendant, pursuant to the Resolution of the Magoffin Fiscal Court duly approved at its meeting on January 29, 2014. (See attached "Exhibit A").

3) That the Defendant, Kentucky Frontier Gas LLC, is a foreign limited liability company filed with the Kentucky Secretary of States Office with a principal office address of 4891 Independence Street, #200, Wheat Ridge, CO 80033-6714, with the current registered agent and address named as CT Corporation System, 306 W. Main Street, Suite 512, Frankfort, Kentucky 40601, operated by members/managers, Robert J. Oxford, Steven E. Shute and Larry Rich of 4891 Independence Suite 200, Wheat Ridge, CO 80033;

4) That the Defendant is a public regulated natural gas utility company that sales natural gas to the complainant, The Magoffin County Justice Center and many other businesses and citizens of Magoffin County, Kentucky, with its rates and services being regulated by this commission;

5) That for the several years the Defendant has provided gas to Complainant and other consumers in Magoffin County, Kentucky, it has repeatedly shown a consistent pattern of being unable to provide an adequate supply of natural gas to meet the demands of its customers/consumers in Magoffin County and has failed to present or implement a reasonable solution to correct this annual winter problem of failing to provide an adequate natural gas supply to the complainant and other damaged paying customers/consumers.

6) That specifically, the Defendant has again failed to supply natural gas to the complainant and the other affected customers/consumers during this historically harsh winter in the months of January and February which has resulted in damages to property (i.e. broken water lines and consequential damages to the new Magoffin County Justice Center, local businesses and individual homeowners) thus jeopardizing the health, well being and safety of the young and

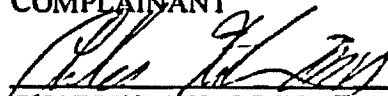
elderly consumers in Magoffin County for several days during documented sub-zero temperature readings;

WHEREFORE, the Complainant requests that this Commission conduct an investigation and hearing to address the issue of:

- 1) What operational structure the Defendant has in place to supply a safe and adequate natural gas supply to meet the demands of its consumers/customers;
- 2) What measures or company plan the Defendant has in place, or plans to put into effect, for correcting this re-occurring annual supply problem on behalf of the Complainant and its other consumers/customers of Magoffin County, Kentucky;
- 3) For any and all other relief to which to the Complainant is justly and properly entitled.

Dated at Salyersville, Kentucky, this 18th day of February, 2014.

COMPLAINANT



CHARLES E. HARDIN, JR., M.D.,
Individually and as MAGOFFIN COUNTY
JUDGE EXECUTIVE O/B/O THE
MAGOFFIN FISCAL COURT AND
CITIZENS OF MAGOFFIN COUNTY
RECEIVING NATURAL GAS SERVICES
FROM KENTUCKY FRONTIER GAS

FEBRUARY 18th, 2014

COUNSEL FOR THE COMPLAINANT
MAGOFFIN COUNTY ATTORNEY
GREGORY D. ALLEN
P O BOX 585
SALYERSVILLE, KY 41465
PHONE 606-349-8000
FAX 606-349-8006
EMAIL: gregallenlaw@foothills.com

BY: 

GREGORY D. ALLEN

Magoffin County Judge Executive Resolution

WHEREAS, During the past few weeks Magoffin County has experienced dangerously cold temperatures; and,

WHEREAS, In many instances thermometers have plunged so far below zero that both life and property have been in danger; and,

WHEREAS, In those times when dependable heat was most needed many Magoffin County customers of Kentucky Frontier Gas were without natural gas service; and,

WHEREAS, Kentucky Frontier Gas was unable to provide customers with adequate gas pressure that resulted in damage to property; and,

WHEREAS, The Magoffin County Justice Center was damaged when bitterly cold temperatures combined with no natural gas service resulted in the sprinkler system and plumbing freezing and causing water damage; and,

WHEREAS, The Magoffin County Fiscal Court wants to ensure that the citizens of Magoffin County are provided with adequate natural gas service so as to protect both their property and physical wellbeing; and,

NOW, THEREFORE, I, Charles E. Hardin Jr., M.D., Magoffin County Judge Executive, on behalf of the Magoffin County Fiscal Court, do hereby request a formal hearing before the Kentucky Public Service Commission on the issue of Kentucky Frontier Gas Company and their failure to provide the citizens of Magoffin County with a safe and dependable natural gas supply.

Done this 29th day of January, 2014



Magoffin County Judge Executive
Charles E. Hardin Jr., M.D.

EXHIBIT A

Charles "Doc" Hardin, Jr. M.D.
Judge Executive
Office of the Magoffin County Judge Executive
P.O. Box 430
Saylorsville, KENTUCKY 41465

Kentucky Frontier Gas LLC
c/o CT Corporation Systems
306 W. Main Street, Suite 512
Frankfort, KENTUCKY 40601

Robert Oxford
Kentucky Frontier Gas, LLC
4891 Independence Street, Suite 200
Wheat Ridge, CO 80033

Larry J Rich
Managing Member
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Prestonsburg, KY 41653

Steven E Shute
Kentucky Frontier Gas, LLC
4891 Independence Street, Suite 200
Wheat Ridge, CO 80033