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June 16, 2016

Robert C. Moore
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Aaron D. Greenwell
Acting Executive Director
Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, KY 40602-0615

RECEIVED

JUN 16 2016

PUBLIC SERVICE
COMMISSION

RE: Airview Utilities, LLC

Dear Mr. Greenwell:

Please find enclosed and accept for filing an original and ten (10) copies of Airview Utilities, LLC's Notice of Surrender and Abandonment of Utility Property.

Please contact me if you have any questions concerning this filing.

Sincerely,



Robert C. Moore

RCM:pjt
Enclosures

EC69:46570:25712:1:FRANKFORT

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PUBLIC SERVICE
COMMISSION

**COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION**

In the Matter of:

AIRVIEW UTILITIES, LLC'S NOTICE OF)
SURRENDER AND ABANDONMENT OF) Case No. 2016- 00207
UTILITY PROPERTY)

**AIRVIEW UTILITIES, LLC'S NOTICE OF SURRENDER
AND ABANDONMENT OF UTILITY PROPERTY**

Comes Airview Utilities, LLC, (hereinafter "Airview"), by counsel, and hereby provides notice to the Public Service Commission ("Commission") of its surrender, pursuant to KRS 278.021(2)(a), of all of its property interests and rights in and to the property owned by Airview, necessary to provide utility service, which property is located in Hardin County, Kentucky. Airview is surrendering this property based on the following factors.

1) Petitioner, a Kentucky Limited Liability Company, is a "utility" which owns a facility for the treatment of sewage as defined in KRS 224.010(3)(f); its only facility is a Wastewater Treatment Plant ("WWTP") and collection system located in Hardin County, Kentucky serving portions of Hardin County and the City of Elizabethtown, and it is located near the Elizabethtown, Kentucky city limits.

2) Petitioner hereby notifies the Commission that it is surrendering and abandoning all of its property interests and rights in and to the property owned by Airview, necessary to provide service to its customers because it is unable to meet its financial obligations to its vendors, suppliers and service entities. Additionally, the Airview WWTP is currently over forty (40) years old and needs significant upgrades, including but not limited to a new chlorine contact tank, dechlorination equipment, a new flow-meter and the tertiary lagoon needs to be cleaned. Due to the cost of these upgrades, it appears economically prudent to dismantle the Airview

WWTP and connect it to an existing sanitary sewer system instead of requiring Airview's ratepayers to bear the cost of these upgrades. Due to Airview Utilities' current economic condition, it is unable to adequately serve its ratepayers and will be unable to protect the waters of the Commonwealth of Kentucky from degradation when the Airview WWTP deteriorates.

3) Airview is a small utility company that provides sanitary sewage treatment for approximately 203 customers located in Hardin County, Kentucky. These customers are to pay a monthly fee of \$41.36 for sanitary sewage treatment for a total possible monthly revenue to Airview of approximately \$8,396.08, and a total possible annual gross revenue of approximately \$100,752.96. As a privately owned utility, Airview has suffered significant difficulty in obtaining payment for its services, and this difficulty has contributed substantially to Airview's inability to pay for the needed upgrades to the Airview WWTP.

4) Airview's monthly expenses significantly exceed its monthly revenue, and it is unable to make needed upgrades to the Airview WWTP.

5) Airview therefore, pursuant to KRS 278.021(2)(a), surrenders and abandons to the Commission all of its property interests and rights in and to the property owned by the utility that is necessary to provide utility service.

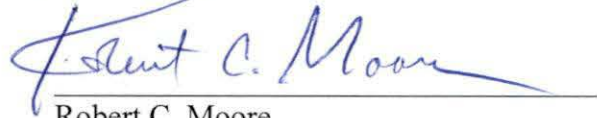
WHEREFORE the Petitioner moves the Public Service Commission to enter an order which finds:

a) That the Petitioner has surrendered and abandoned its Airview wastewater treatment plant and collection system located in Hardin County, Kentucky pursuant to KRS 278.021(2)(a); and

b) That the Airview WWTP and collection system operated by the Petitioner in Hardin County, Kentucky is surrendered and abandoned and Commission Staff is authorized to file an

action in the Franklin Circuit Court seeking an Order attaching the assets of that WWTP and placing those assets under the sole responsibility of a Receiver in accordance with KRS 278.021(1).

Respectfully submitted,

A handwritten signature in blue ink that reads "Robert C. Moore". The signature is fluid and cursive, with a long horizontal stroke at the end.

Robert C. Moore

Katie M. Glass

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