

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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COMMISSION

In The Matter of:

ROBERT KEITH CAMPBELL

COMPLAINANT

V.

CASE NO.2004-00054

FLAMING-MASON ENERGY COOPERATIVE

DEFENDANT

ANSWER AND ATTEMPT TO SATISFY BY FLEMING-MASON ENERGY COOPERATIVE
INC.

Comes Fleming-Mason Energy Cooperative Inc., Elizaville Road, P. O. Box 328, Flemingsburg, Kentucky 41041, by counsel, Marvin W. Suit, and as an Attempt to Satisfy and an Answer to the complaint filed herein states as follows:

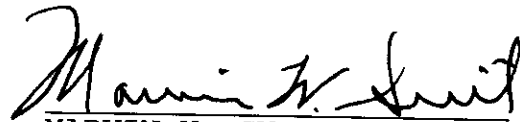
1. Fleming-Mason through its contractor, Townsend Tree Service, has since the signing of this complaint by Robert Keith Campbell on February 12, 2004, returned to the right of way cite that is the subject of this matter and has attempted to satisfy the concerns of Mr. Campbell.

2. During this time, Townsend offered to go onto the right of way and move all of the logs to the side of the Right of Way and to chip all of the brush. Campbell orally agreed for this to be done. Upon asking Campbell to sign a simple permission paper for Townsend to do the work, he refused. Under the circumstances, Townsend is reluctant to go back on the right of way without this written permission.

3. Campbell asks that the right of way be returned to the "condition as you found it". Fleming-Mason asserts that the right of way is in as good as or better than the condition before the clearing. A Fleming-Mason employee took color photographs of the right of way on February 20, 2004 which are enclosed to show the present condition of the cleared area.

4. Upon agreement by Campbell, Fleming-Mason through its contractor-Townsend will chip the brush but cannot remove any or all trimmings from the cite, especially due to its sloping terrain.

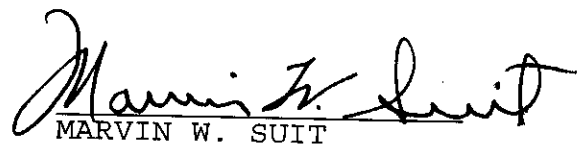
Respectfully submitted,



MARVIN W. SUIT
SUIT, McCARTNEY & PRICE
Attorney for Movant
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Flemingsburg, Ky. 41041
(Ph) -606-849-2338

CERTIFICATE OF SERVICE

This is to certify that an original and ten copies of the foregoing Answer and Report of an Attempt to Satisfy of Fleming-Mason Energy Cooperative in the above-referenced case was mailed to Thomas Dorman, Executive Director, Public Service Commission, 211 Sower Boulevard, Frankfort, Ky 40601. and a copy was mailed to Robert Keith Campbell, 1036 Sugar Creek Road, Carlisle, KY 40311 this 26th day of February, 2004.

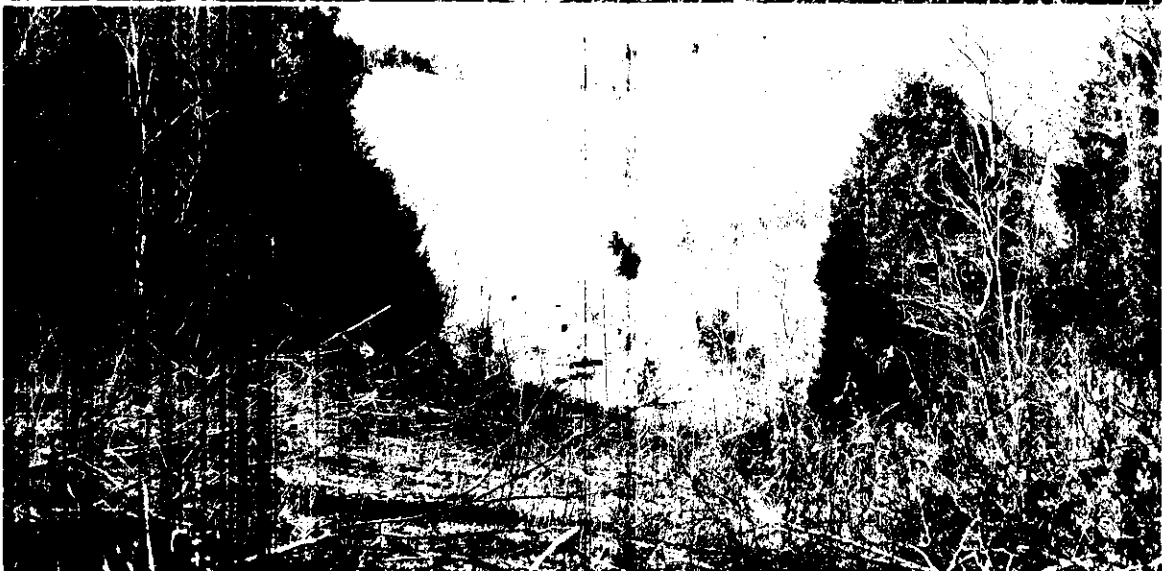
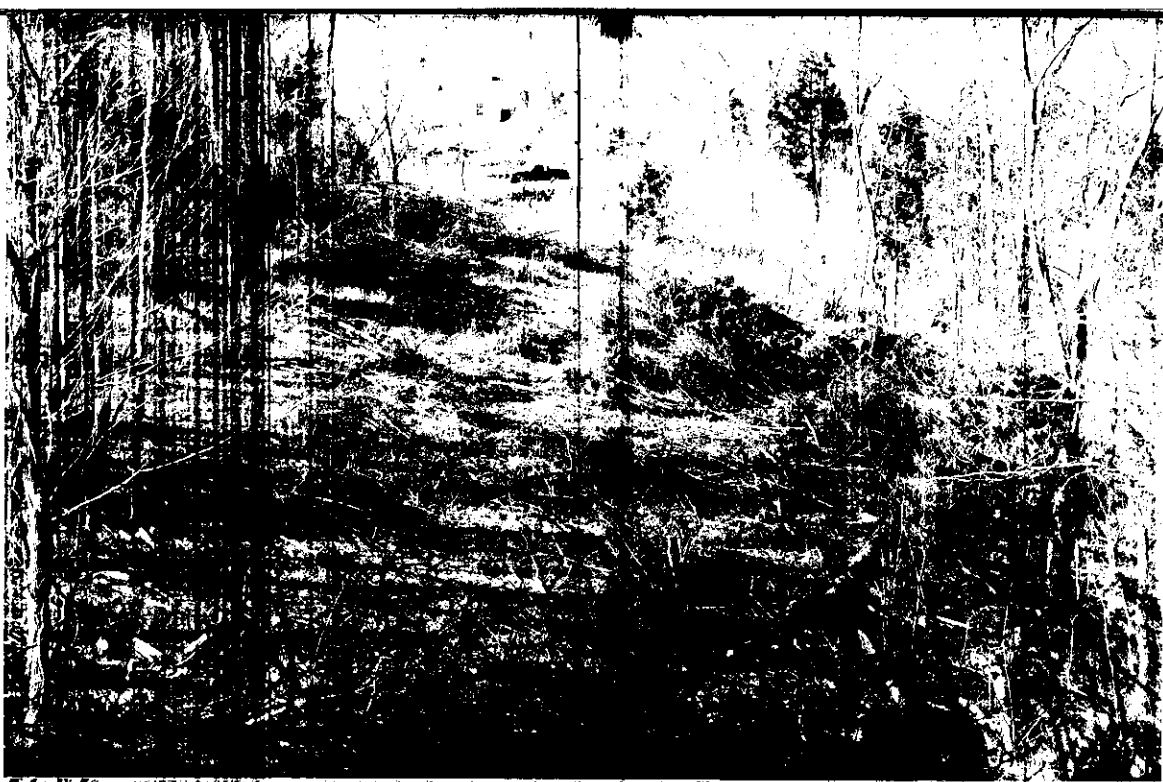


MARVIN W. SUIT

Fleming-Mason Energy
Case # 2004-00054

Pictures Taken

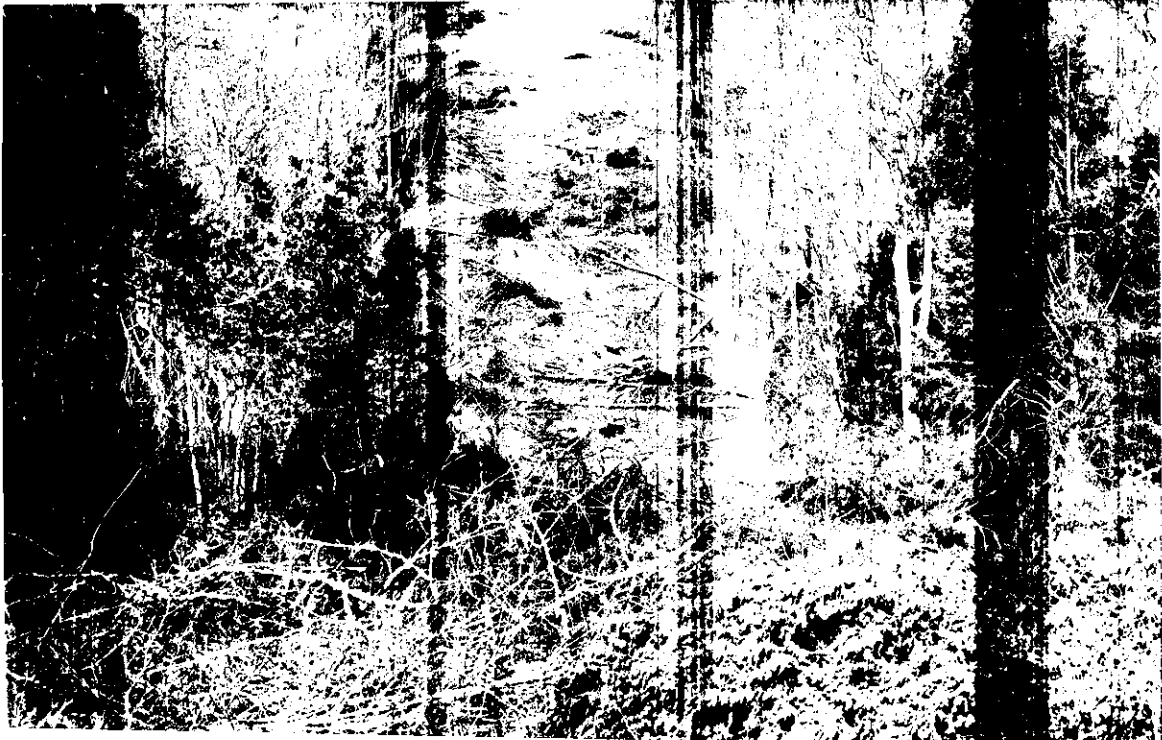
Feb 20, 2004



Fleming-Mason Energy
Case # 2004-00054

Pictures Taken

Feb. 20, 2004



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