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Commonwealth of Kentucky  
Before the Public Service Commission

DEC 14 2004

PUBLIC SERVICE  
COMMISSION

In the Matter of:

Alleged Failure to Comply with KRS 278.300, )  
KRS 278.010(1) and Commission's Order in )  
Case 1999-00225 )

Case No. 2004-00101

ATTORNEY GENERAL'S  
MOTION TO WITHDRAW

The Attorney General submits that his participation in this matter is no longer necessary. Accordingly, he seeks to withdraw from this case.

WHEREFORE, the Attorney General moves to withdraw.

Respectfully submitted,


GREGORY D. STUMBO  
ATTORNEY GENERAL

*David Edward Spenard*

David Edward Spenard  
Assistant Attorney General  
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*Certificate of Service and Filing*

Counsel certifies that an original and ten photocopies of this Motion to Withdraw were served and filed by hand delivery to Beth O'Donnell, Executive Director, Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky 40601; furthermore, it was served by mailing a true and correct of the same, first class postage prepaid, Robert L. Brown III, 1005 South Main Street, Suite 101, Corbin, Kentucky 40701; Dan Forsberg, CitiPower LLC, 2122 Enterprise Road, Greensboro, North Carolina 27408; David Hutchinson, CitiPower LLC, 2122 Enterprise Road, Greensboro, North Carolina 27408, to all on this 14<sup>th</sup> day of December 2004.

  
Assistant Attorney General