

**COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION  
CASE NO. 2005-00235**

In the Matter of:

APPLICATION OF MALLARD POINT  
DISPOSAL SYSTEMS, INC. FOR AN  
ADJUSTMENT OF RATES PURSUANT TO THE  
ALTERNATIVE RATE FILING PROCEDURE  
FOR SMALL UTILITIES

**RECEIVED**  
AUG - 4 2005  
PUBLIC SERVICE  
COMMISSION

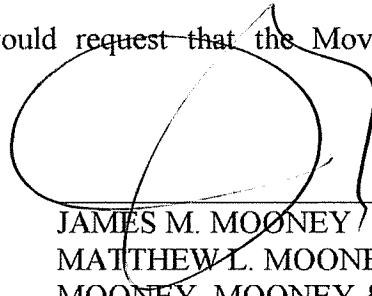
\* \* \* \* \*  
**OBJECTION TO MOTION FOR INTERVENTION BY QUINN N.  
RICHTER**  
\* \* \* \* \*

Comes the Applicant Mallard Point Disposal Systems, Inc. (Mallard Point), and objects to the Motion to Intervene filed herein by Quinn N. Richter (Movant) upon the following grounds:

First, Movant's Motion is untimely. 807 KAR 5:076(4) obligates Mallard Point to provide the particular notice to its customers of its proposed rate change set forth in 807 KAR 5:076(4)(3). The specific language of that notice afforded those customers the opportunity to request leave to intervene within thirty (30) days after notice was given. Notice was mailed to Mallard Point's customers on June 17, 2005. Movant's request was received by the Public Service Commission on July 26, 2005, and is untimely.

Second, in Mallard Point's last rate case, several Mallard Point customers were granted full intervention and, consequently, several submitted duplicative data requests to Mallard Point during that proceeding, causing unnecessary burden and expense upon Mallard Point. In order to ensure that Mallard Point is not subjected to unnecessarily duplicative data requests again in this proceeding, Mallard Point respectfully requests that the Commission consider joining the Movant together with the other movants herein as a single entity in order that they might submit a single, composite request.

Alternatively, Mallard Point, would request that the Movant be granted limited, as opposed to full, intervention.



JAMES M. MOONEY  
MATTHEW L. MOONEY  
MOONEY, MOONEY & MOONEY  
208 SOUTH LIMESTONE STREET  
LEXINGTON, KENTUCKY 40508-2502  
(859) 259-2701

ATTORNEYS FOR MALLARD POINT  
DISPOSAL SYSTEMS, INC.

**CERTIFICATE OF SERVICE**

I hereby certify that the original and ten (10) copies hereof was mailed, postage prepaid, to the following:

Kentucky Public Service Commission  
P.O. Box 615  
211 Sower Boulevard  
Frankfort, Kentucky 40602-0615

and that a copy of the foregoing was mailed, postage prepaid, to the following:

Peggy & Jeroen van der Gaag  
113 Shoveler Court  
Georgetown, KY 40324

Gregory & Karen Brown  
501 Woodduck Lane  
Georgetown, Kentucky 40324

Robert Warhus  
130 Greenwing Court  
Georgetown, KY 40324

Brian & Leslie Stumbo  
113 Bluebill Ct.  
Georgetown, Kentucky 40324

Honorable David Edward Spenard  
Office of the Attorney General  
1024 Capital Center Drive, #200  
Frankfort, KY 40601-8204

James & Carol Price  
621 Woodduck Lane  
Georgetown, Kentucky 40324

Lesley Floccare  
119 Blackberry Ridge  
Georgetown, Kentucky 40324

Steve & Tabatha McEldred  
195 Harbor Village Drive  
Georgetown, Kentucky 40324

David & Lorie Wise  
105 Bayside Ct.  
Georgetown, Kentucky 40324

Robert A. Patrick  
144 Greenwing Ct.  
Georgetown, Kentucky 40324

Jim & Rebecca Nelson  
112 Canvasback Ct.  
Georgetown, Kentucky 40324

Charles F. Knapp  
110 Sheldrake Ct.  
Georgetown, Kentucky 40324

Jeffery R. Hurst  
100 Quandy Ct.  
Georgetown, Kentucky 40324

John & Sharlyn Golding  
112 Bluebill Ct.  
Georgetown, Kentucky 40324

Eric Freeman  
115 Bluebill Ct.  
Georgetown, Kentucky 40324

James & Joan Delmoro  
114 Mallard Point Ct.  
Georgetown, Kentucky 40324

Jerry Bratfish  
110 Greenwing Ct.  
Georgetown, Kentucky 40324

on this the 3<sup>rd</sup> day of August, 2005.

David G. Absher  
122 Greenwing Ct.  
Georgetown, Kentucky 40324

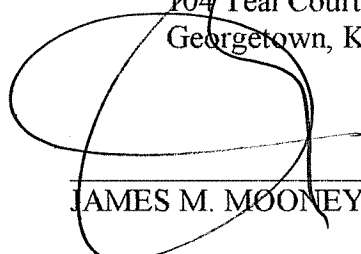
Catherine A. White  
110 Shoveler Ct.  
Georgetown, Kentucky 40324

Marvin Baker  
107 Broadbill Court  
Georgetown, Kentucky 40324

Don McNamee  
132 Greenwing Court  
Georgetown, Kentucky 40324

Quinn N. Richter  
203 Widgeon Way  
Georgetown, Kentucky 40324

Mark Smith  
104 Teal Court  
Georgetown, Kentucky 40324



JAMES M. MOONEY

ATTORNEY FOR MALLARD POINT  
DISPOSAL SYSTEMS, INC.