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AUG 27 2007
PUBLIC SERVICE
COMMISSION

VIA OVERNIGHT MAIL

August 24, 2007

Beth A. O'Donnell, Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, Kentucky 40602

Re: Case No. 2007-00134

Dear Ms. O'Donnell:

Please find enclosed the original and twelve copies each of the Memorandum in Opposition of the Kentucky Industrial Utility Customers, Inc. in the above-referenced matter.

By copy of this letter, all parties listed on the attached Certificate of Service been served. Please place this document of file.

Very Truly Yours,



David F. Boehm, Esq.
BOEHM, KURTZ & LOWRY

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by mailing a true and correct copy, by regular U.S. mail (unless otherwise noted) to all parties on the 24th day of August, 2007.

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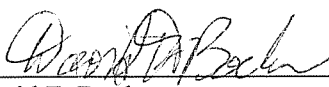
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COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

AUG 27 2007

PUBLIC SERVICE
COMMISSION

Application Of Kentucky American For : **Case No. 2007-00134**
Certificate Of Convenience And Necessity :

KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.'s
MEMORANDUM IN OPPOSITION TO
MOTION OF LOUISVILLE WATER COMPANY
TO AMEND PROCEDURAL SCHEDULE

The Kentucky Industrial Utility Customers (KIUC) strongly opposes any extension of procedural deadlines in this proceeding and in particular, the extension proposed by Louisville Water Company (LWC) in its August 21 Motion for the reasons set forth herein.

We take the following facts to be undisputed:

- 1) The prospects for drought-related curtailment of water at a very significant level of Kentucky American Water Company (KAWC) grow every year.
- 2) Some 14 years of debate, study, argument, protest, threats and political posturing, until very recently, have delayed and obstructed the construction of facilities to solve the problem.
- 3) KAWC has the statutory duty to provide safe, clean and reliable water service to all its customers.
- 4) To its credit, KAWC has finally moved forward to solve the problem in a well thought-out, fiscally sound plan that is well under way.

Now it seems, at the very last minute, LWC again wants to inject another alternative. They want the Commission to again delay the hearings. LWC says it needs that delay to respond to hundreds of data requests that were prompted entirely by the almost total absence of evidence, in support of their alternative proposal. Moreover, their proposal was largely already considered and rejected by public bodies and public opinion. It is time to end the debate over alternatives and move expeditiously to consider the well-documented proposals filed with the Commission in time to meet the spring 2010 completion goal.

WHEREFORE, KIUC urges the Commission to deny the Motion of LWC to modify the procedural schedule in this case.

Respectfully submitted,



David F. Boehm, Esq.

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August 24, 2007