

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

MAY 14 2008

PUBLIC SERVICE
COMMISSION

In the Matter of:

THE APPLICATION OF DELTA NATURAL GAS)
COMPANY, INC. FOR APPROVAL OF A) CASE NO.
PROGRAM AND DEMAND SIDE MANAGEMENT) 2008-00062
COST RECOVERY MECHANISM)

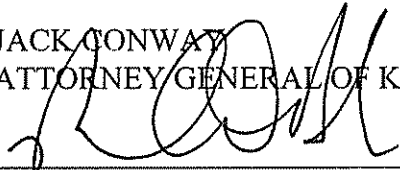
ATTORNEY GENERAL'S MOTION TO DISQUALIFY
COMMISSIONER CAROLINE PITT CLARK

Comes now the intervenor, the Attorney General of the Commonwealth of Kentucky, by and through his Office of Rate Intervention, and tenders this objection to the participation of Commissioner Clark in the above matter. Succinctly stated, he objects to Commissioner Clark's participation in this matter because there is an actual and/or the appearance of conflict due to the employment of Commissioner Clark's husband with Stoll Keenon Ogden, counsel for the applicant in this matter, Delta Natural Gas Company, Inc..

In support of his motion, he adopts and incorporates by reference, as though fully stated herein, his prior motion to disqualify Commissioner Clark filed in the Matter of *Notice of Adjustment of the Rates of Kentucky-American Water Company Effective on and after May 30, 2007*, Case No. 2007-00143.

Respectfully submitted,

JACK CONWAY
ATTORNEY GENERAL OF KENTUCKY



DENNIS HOWARD II
PAUL D. ADAMS
LAWRENCE W. COOK
ASSISTANT ATTORNEYS GENERAL
1024 CAPITAL CENTER DR. STE. 200
FRANKFORT KY 40601-8204
(502) 696-5453

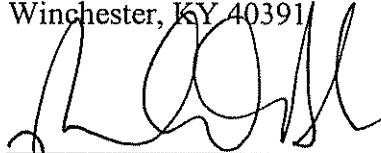
FAX: (502) 573-8315
Dennis.Howard@ag.ky.gov
Paul.Adams@ag.ky.gov
Larry.Cook@ag.ky.gov

CERTIFICATE OF SERVICE AND NOTICE OF FILING

I hereby give notice that this the 14th day of May, 2008, I have filed the original and ten copies of the foregoing Attorney General's Motion to Disqualify Commissioner Caroline Pitt Clark with the Kentucky Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky, 40601 and certify that this same day I have served the parties by mailing a true copy of same, postage prepaid, to:

Honorable Robert M. Watt, III
Stoll Keenon Ogden PLLC
300 West Vine St., Suite 2100
Lexington, KY 40507-1801

John B. Brown
Chief Financial Officer, Treasurer and Secretary
Delta Natural Gas Company, Inc.
3617 Lexington Road
Winchester, KY 40391


Assistant Attorney General