

Kim Iron Gevedon, P.S.C.

ATTORNEY AT LAW

579 MAIN STREET, SUITE 2

P.O. BOX 216

WEST LIBERTY, KENTUCKY 41472

(606) 743-7811



September 16, 2008

Stephanie Stumbo
Executive Director
Public Service Commission
P.O. Box 615
Frankfort, Kentucky 40601

RE: Elam Utility Company, Inc.

Dear Ms. Stumbo:

Please be advised that I represent Elam Utility Company, Inc. (hereinafter known as "Elam"). This gas company has requested that I contact you regarding Case or Application No. 2005-00348. Elam would like to withdraw their portion of this joint application from consideration.

In support of this request, Elam states that negotiations to sell the company took place in June 2005. The passing of over three (3) years has been an unreasonable and excessive time period that was certainly not contemplated by Elam when these documents were signed.

Furthermore, Elam believes that the Public Service Commission is an entity which serves the best interests of people in the Commonwealth of Kentucky. Elam fears that a corporation from Colorado, (the proposed purchaser from over 3 years ago), will not have the best interests of their customers at heart.

Thank you, in advance, for your cooperation and assistance in this matter.

Sincerely,

A handwritten signature in cursive script that reads "Kim Iron Gevedon".

Kim Iron Gevedon
Attorney at Law