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Energy and Environment Cabinet

Commonwealth of Kentucky  
**Public Service Commission**  
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David L. Armstrong  
Chairman

James W. Gardner  
Vice Chairman

John W. Clay  
Commissioner

October 21, 2009

## PARTIES OF RECORD

Re: Case No. 2009-00064

Attached is a copy of the memorandum which is being filed in the record of the above-referenced case. If you have any comments you would like to make regarding the contents of the informal conference memorandum, please do so within five days of receipt of this letter. If you have any questions, please contact Allyson Honaker at 502/564-3940, Extension 265 or by e-mail at [Allyson.Honaker@ky.gov](mailto:Allyson.Honaker@ky.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Derouen".

Jeff Derouen  
Executive Director

AH/ew

Attachment

**INTRA-AGENCY MEMORANDUM**

**KENTUCKY PUBLIC SERVICE COMMISSION**

**TO:** Case File

**FROM:** Allyson Honaker  
Staff Attorney

**DATE:** October 21, 2009

**SUBJECT:** Case No. 2009-00064  
Application of East Kentucky Network Limited Liability Company for the  
Issuance of a Certificate of Public Convenience and Necessity to  
Construct a Tower in Letcher County, Kentucky  
Telephonic Informal Conference

Pursuant to Commission Order dated October 14, 2009, a telephonic informal conference was held in this matter on Thursday, October 15, 2009. The attendance list is attached to this memorandum.

The purpose of the conference was to discuss the settlement issues between the parties.

Mr. Kendrick voiced his concern over the fact that, during the hearing on this matter, the engineer from Sapphire Mining could not give a date when mining would either commence or be completed on Ms. Cummings' property. Commission Staff recounted the possible options that were mentioned during the hearing. The parties agreed to discuss the options available and exchanged telephone numbers. A follow-up telephonic informal conference was scheduled for October 23, 2009 at 10:30 a.m.

The conference was then adjourned.

Attachment:

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

CASE NO. 2009-00064

APPLICATION OF EAST KENTUCKY NETWORK LIMITED LIABILITY  
COMPANY FOR THE ISSUANCE OF A CERTIFICATE OF PUBLIC  
CONVENIENCE AND NECESSITY TO CONSTRUCT A TOWER IN LETCHER  
COUNTY, KENTUCKY

SIGN IN

October 15, 2009

PERSON

REPRESENTING

<i>L. Allison Honaker</i>	<i>PSC</i>
<i>Eri Bowman</i>	<i>PSC</i>
<i>Nora Shepherd</i>	<i>Lee Etta Cummings</i>
<i>Lee Etta Cummings</i>	<i>Lee Etta Cummings</i>
<i>Will Kendrick</i>	<i>EKN</i>
<i>Dennis Shepherd</i>	<i>EKN</i>
<i>Marty Thacker</i>	<i>EKN</i>