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Commonwealth of Kentucky
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David L. Armstrong
Chairman

James Gardner
Vice-Chairman

John W. Clay
Commissioner

April 14, 2009

Honorable James William Barnett
Sheehan, Barnett, Hays, Dean & Pennington, P.S.C.
114 South Fourth Street
P.O. Box 1517
Danville, KY 40423-1517

RE: Case No 2009-00143
Filing Deficiencies

The Commission staff has reviewed your application in the above case. This filing is rejected for the reasons set forth below.

1. Filing deficiencies pursuant to 807 KAR 5:001:

807 KAR 5:001: Section 9(2)(f)An estimated cost of operation after the proposed facilities are completed.

The statutory time period in which the Commission must process this case will not commence until the above-mentioned information is filed with the Commission. If your filing contains a proposed effective date, the rejection of your filing for reasons of deficiencies voids that proposed effective date. When you file the required information to correct the deficiencies, you may refile your proposed tariff with a new proposed effective date that is at least 30 days from the date you file the required information. You are requested to file 10 copies of this information within 15 days of date of this letter. If you need further assistance, please contact my staff at 502/564-3940.

Sincerely,

Ryan Gatewood, Director
Division of Filings

RG/ke