



S T O L L · K E E N O N · O G D E N
P L L C

2000 PNC PLAZA
500 WEST JEFFERSON STREET
LOUISVILLE, KY 40202-2828
MAIN: (502) 333-6000
FAX: (502) 333-6099
www.skofirm.com

W. DUNCAN CROSBY III
DIRECT DIAL: (502) 560-4263
DIRECT FAX: (502) 627-8754
duncan.crosby@skofirm.com

July 14, 2010

RECEIVED

JUL 14 2010

PUBLIC SERVICE
COMMISSION

VIA HAND DELIVERY

Jeff DeRouen
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, KY 40601

**RE: Elam Utility Company, Inc. and Its Owner/Shareholder - Alleged Abandonment
of Service to Morgan County, Kentucky**
Case No. 2010-00292

Dear Mr. DeRouen:

Enclosed please find and accept for filing the original and ten copies of The City of West Liberty, Kentucky's Petition to Intervene in the above-referenced matter. Please confirm your receipt of this filing by placing the stamp of your Office with the date received on the enclosed additional copies and return them to me in the enclosed self-addressed stamped envelope.

Should you have any questions please contact me at your convenience

Sincerely,

W. Duncan Crosby III

WDC:ec
Enclosures
cc: Parties of Record

993167.873167/643893.1

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED
JUL 14 2010
PUBLIC SERVICE
COMMISSION

In the Matter of:

ELAM UTILITY COMPANY, INC.,)
AND ITS OWNER/SHAREHOLDER)
_____))
ALLEGED ABANDONMENT OF SERVICE)
TO MORGAN COUNTY, KENTUCKY)

CASE NO. 2010-00292

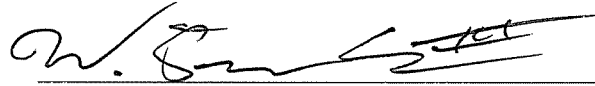
PETITION TO INTERVENE OF THE CITY OF WEST LIBERTY, KENTUCKY

Pursuant to KRS § 278.310 and 807 KAR 5:001 § 3(8), the City of West Liberty, Kentucky (“City”), requests that it be granted full intervenor status in the above-captioned proceeding. The outcome of this proceeding will have a significant impact on the City and its citizens, a number of whom currently take service from Elam Utility Company, Inc. (“Elam”). Moreover, the City is actively exploring the possibility of acquiring Elam’s assets to ensure uninterrupted gas service to Elam’s customers. The City therefore has a special interest in this matter that will not be adequately represented by the other parties. Furthermore, the City’s participation in this matter is likely to assist the Commission to develop and identify facts and issues and in fully considering this matter without unduly complicating or disrupting the proceedings.

WHEREFORE, the City of West Liberty, Kentucky, respectfully requests the Commission to grant the City full intervenor status in this proceeding.

Dated: July 14, 2010

Respectfully submitted,



W. Duncan Crosby III
Stoll Keenon Ogden PLLC
2000 PNC Plaza
500 West Jefferson Street
Louisville, Kentucky 40202-2828
Telephone: (502) 333-6000

D. Joleen Frederick
City Attorney, City of West Liberty, Kentucky
P.O. Box 508
West Liberty, Kentucky 41472
Telephone: (606) 743-2550

Counsel for the City of West Liberty, Kentucky

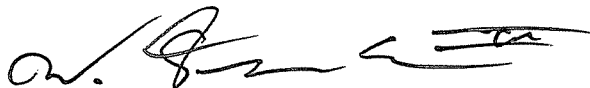
CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the above and foregoing Petition to Intervene was served by first class United States mail, postage prepaid, to the following persons on the 14th day of July, 2010:

Dennis G. Howard II
Lawrence W. Cook
Paul D. Adams
Assistant Attorneys General
Office of the Kentucky Attorney General
Office of Rate Intervention
1024 Capital Center Drive, Suite 200
Frankfort, KY 40601-8204

Kim Ison Gevedon
Attorney at Law
579 Main Street, Suite 2
P. O. Box 216
West Liberty, KY 41472

Wilma B. Sorrell
President
Elam Utility Company, Inc.
459 Main Street
West Liberty, KY 41472



Counsel for the City of
West Liberty, Kentucky