

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

CDN BUILDERS, LLC

ALLEGED VIOLATION OF UNDERGROUND
FACILITY DAMAGE PREVENTION ACT

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CASE NO.
2022-00381

NOTICE OF FILING

Notice is given to all parties that motion to dismiss with prejudice has been filed into the record of this proceeding.



Linda C. Bridwell, PE
Executive Director
Public Service Commission
P.O. Box 615
Frankfort, KY 40602

DATED DEC 01 2022

cc: Parties of Record

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MOTION TO DISMISS

This matter was originally established by an Order of the Commission, dated November 23, 2022. After further discussion with the individual involved in this incident, it has been determined that a warning letter is the appropriate resolution method for this incident. Based on the information gathered in this incident, Staff has determined that an undue hardship would be created for this individual. Staff requests that the above-styled case be dismissed with prejudice.

WHEREFORE, Staff respectfully requests that the Commission's investigation of Damage Incident 53870 be dismissed with prejudice. Any pending hearing is hereby canceled, the case is closed, and is removed from the Commission's docket.

Respectfully submitted,



Jessica D. Norris Canfield
Staff Attorney
KY Public Service Commission
211 Sower Blvd.
Frankfort, KY 40601
jnorriscanfield@ky.gov

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ORDER

This matter was originally established by an Order of the Commission, dated November 23, 2022. Based on undue hardship, the Commission finds good cause that above-styled case should be dismissed with prejudice.

IT IS HEREBY ORDERED that the Commission's investigation of Damage Incident 53870 is hereby dismissed with prejudice. Any pending hearing is hereby canceled, the case is closed, and is removed from the Commission's docket.

PUBLIC SERVICE COMMISSION

Chairman

Vice Chairman

Commissioner

ATTEST:

CDN BUILDERS, LLC
125 Sapphire Ct
Bardstown, KENTUCKY 40004

Danny Nalley
211 S Howard Ave
Bardstown, KENTUCKY 40004

CDN BUILDERS, LLC
128 Sapphire Ct
Bardstown, KENTUCKY 40004