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### COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

# ALTERNATIVE RATE ADJUSTMENT FILING OF COOLBROOK UTILITIES, LLC.

CASE NO 2011-00433

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#### NOTICE

Comes Coolbrook Utilities, LLC ("Coolbrook"), by counsel, and states as follows:

1) In the above-styled administrative action, Coolbrook requested authority to assess a monthly surcharge of \$6.75 for a 12 month period to fund the cost of an inflow and infiltration ("I & I") study to be performed on its collection system. On May 10, 2012, the Commission held a hearing in this matter and, among other things, heard evidence concerning the proposed surcharge.

2) During the May 10, 2012, hearing, Coolbrook submitted evidence that it had obtained quotes of the cost to clean and inspect by video camera its collection system's main sewer lines from Leak Eliminators, LLC, and Martin's Pipeline Inspection in the amount of \$35,200 and \$38,400, respectively. Coolbrook also introduced evidence establishing that it did not have the funds to pay for the cost to clean and inspect by video camera its collection system's main sewer lines nor was it able to borrow from financial institutions the money needed to perform the I & I study.

3) The Commission's Order of August 30, 2012, authorized Coolbrook to assess a monthly surcharge of \$3.00 for a period of 12 months subject to the conditions set forth in the Order.

4) Because it does not have the financial wherewithal to pay for the cost of the I & I study, Coolbrook has not entered into a contract for the performance of such a study.

Respectfully submitted,

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Robert C. Moore HAZELRIGG & COX, LLP 415 West Main Street, 1<sup>st</sup> Floor P. O. Box 676 Frankfort, Kentucky 40602-0676 (502) 227-2271

### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served by first class mail, postage prepaid, on Jeff Derouen, Executive Director, Public Service Commission, 211 Sower Blvd., P.O. Box 615, Frankfort, Kentucky 40602 and David Edward Spenard and Jennifer Black Hans, Assistant Attorney General, 1024 Capital Center Drive, Suite 200, Frankfort, Kentucky 40601-8204, on this the  $2 \varepsilon^{1/2}$  day of March, 2013.

Stut C. Moon

Robert C. Moore