

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JOE CONLEY)	
)	
COMPLAINANT)	
)	
V.)	CASE NO. 2007-00373
)	
MAGOFFIN COUNTY WATER)	
DISTRICT AND RANDALL HARDIN)	
)	
DEFENDANTS)	

O R D E R

On August 13, 2007, Joe Conley filed a formal complaint against Magoffin County Water District (“Magoffin District”) in which he alleges that Magoffin District Commissioner Randall Hardin is ineligible to serve as a member of Magoffin District’s Board of Commissioners because his residence is not within the water district’s territory. The Commission, on its own motion, named Mr. Hardin a defendant in this case.¹ Magoffin District filed with the Commission a motion to dismiss on March 3, 2008.

On March 24, 2008, the Commission issued preliminary findings based on the information in the record, and directed the parties to file written objections accompanied by supporting documentary evidence within 15 days. As of this date, the Commission has not received any objection.

¹ Order of August 22, 2007 at 1.

IT IS THEREFORE ORDERED that:

1. The preliminary findings contained in the Commission's Order of March 24, 2008 are adopted as the Commission's findings and are incorporated by reference as if fully set forth.


2. The complaint is dismissed.

3. This case is closed and is removed from the Commission's docket.

Done at Frankfort, Kentucky, this 30th day of April, 2008.

By the Commission

ATTEST:


Executive Director