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October 4, 2004

Beth O'Donnell, Esq.
Executive Director
Public Service Commission
211 Sower Boulevard
Frankfort, Kentucky 40601

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PUBLIC SERVICE
COMMISSION

Dear Ms. O'Donnell:

As you know, the Public Service Commission entered an Order in Case No. 2002-00317 on December 20, 2002, requiring "meetings between RWE's and/or Thames' Chief Executive and the Commission and/or its Staff at least twice a year." In accordance with Condition 17 of that Order, I am writing to inquire about arrangements for those visits.

However, as a preliminary matter, I want to inquire whether the Commission wishes to defer these meetings until a later time of its choosing in view of the concerns that the Attorney General has expressed concerning communications between the Commission and its Staff on the one hand and regulated entities on the other hand.

I am certain you know that Kentucky-American Water has also received a subpoena from the Attorney General's Office. That subpoena seeks information relating to communications with the Commission and its Staff that are not filed with the Commission as a part of a formal docket. We understand that the Attorney General may believe that such communications are not in accordance with applicable law.

Therefore, I would appreciate your response as to whether or not the Commission would like to defer the above described meetings until the Attorney General's concerns have been appropriately resolved.

Beth O'Donnell, Esq.
October 4, 2004
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I look forward to hearing from you.

Very truly yours,

STOLL, KEENON & PARK, LLP

By *Lindsey*
Lindsey Ingram, Jr.

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