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APR 11 2007

**PUBLIC SERVICE  
COMMISSION**

Commonwealth of Kentucky  
Before the Public Service Commission

In the Matter of:

NOTICE OF INTENT OF KENTUCKY-AMERICAN )  
WATER TO FILE A FULLY FORECASTED RATE ) Case No. 2007-00143  
APPLICATION NO EARLIER THAN FOUR WEEKS )  
FROM THE DATE OF THIS LETTER )

ATTORNEY GENERAL'S  
MOTION TO INTERVENE

With

NOTICE OF OBJECTION

The Attorney General of the Commonwealth of Kentucky, by and through his Office of Rate Intervention, pursuant to KRS 367.150(8), moves to intervene in the above-styled proceeding. He requests that he be permitted to intervene as a party to the fullest extent permitted by law in order to execute his statutory duties pursuant to KRS 367.150(8).

The Attorney General Objects to Kentucky American Water's blanket request to file and serve documents exclusively in electronic format. While the Attorney General believes that a deviation to allow filing and service of certain pleadings (such as motions, responses, and briefs) exclusively through electronic format may be appropriate in this case, he nonetheless requests that he be served the application and all responses to the various requests for information in paper format (in addition to any electronic copy that the Commission may require).

The requirement of the Commission's regulation affords the Attorney General the medium still needed at this time for timely and accurate document assessment and review as well as duplication (or replication). Also, to the extent that there is a blanket deviation, the adverse consequences of an error or omission will necessarily increase for the receiving party. The receiving party gets, via a blanket deviation, a more difficult task of making a determination as to the completeness of materials supplied by the filer during a proceeding when time is of the essence.

With regard to pleadings such as motions, this task is not as great (in that the ability of the receiving party to detect and seek correction of a possible error or omission is much easier). With larger, more voluminous filings, however, the ability of the receiving party to detect an error in an electronic filing and seek its correction is much more difficult, and the electronic filing process has yet to evolve to the point where the corresponding level of risk is acceptable.

WHEREFORE, the Attorney General submits this Motion and Notice of Objection.

Respectfully submitted,

GREGORY D. STUMBO  
ATTORNEY GENERAL

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*Certificate of Service and Filing*

Counsel certifies that an original and ten photocopies of this Motion to Intervene with Notice of Objection were served and filed by hand delivery to Beth O'Donnell, Executive Director, Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky 40601; furthermore, it was served by mailing a true and correct of the same, first class postage prepaid, to Lindsey W. Ingram, III, Stoll Keenon Ogden PLLC, 300 West Vine Street, Suite 2100, Lexington, Kentucky 40507-1801, all on this 11<sup>th</sup> day of April 2007.

David Eric Spavel  
Assistant Attorney General