

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF HENRY COUNTY WATER)
DISTRICT NO. 2 FOR APPROVAL TO ADJUST)
WATER RATES AND CHARGES AND TO) CASE NO. 2009-00370
IMPLEMENT A SYSTEM DEVELOPMENT)
CHARGE)

MOTION FOR CANCELLATION OF HEARING SCHEDULED
FOR JUNE 15, 2010 AND SUBMISSION OF CASE FOR A DECISION

Comes the Henry County Water District No. 2, hereinafter Henry District, and moves the Commission for cancellation of the hearing scheduled for June 15, 2010 in the above-captioned matter and requests submission of the case for a decision based upon the existing evidentiary record. In support hereof the movant states as follows:

1. The movant has filed an application for approval to adjust water rates and charges and to implement a system development charge.
2. That portion of the application that relates to the system development charge has been previously withdrawn by the movant.
3. The movant and Commission staff discussed the rate application by telephone conference in which all parties were invited to participate on June 2, 2010.
4. After discussion with Commission staff, the District has chosen to modify its rate application consistent with the recommendations of staff and in accordance with the Stipulation filed herein on this same date.
5. The District believes that the notes of its conference with the Commission staff from June 2, 2010, have been or will be filed in the record of this case and that the said

discussions are accurately reflected in the Stipulation referenced hereinabove and the District confirms its willingness to modify its rate application consistent with the Stipulation.

BERRY, FLOYD & BAXTER, PSC
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TELE: 502-225-0050
ATTORNEYS FOR HENRY COUNTY
WATER DISTRICT NO. 2

BY: 

D. BERRY BAXTER

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was this June 10, 2010, mailed, postage prepaid, to the following and also filed electronically:

Mr. David Spenard
Office of Rate Intervention
1024 Capital Center Drive
Suite 200
Frankfort, KY 40601

Mr. Gerald Wuetcher,
Assistant General Counsel
Public Service Commission of Kentucky
P.O. Box 615
Frankfort, KY 40602



D. BERRY BAXTER