

**COMMONWEALTH OF KENTUCKY**  
**BEFORE THE PUBLIC SERVICE COMMISSION**

**In the Matter of:**

**Electronic Investigation of B & H Gas Company                    )**  
**and Bud Rife, Individually and as an Officer of                    )**   **Case No. 2019-00055**  
**B & H Gas Company Alleged Violation of KRS 278.300    )**

\*\*\*\*\*

**RESPONSE TO COMMISSION’S ORDER INITIATING INVESTIGATION**

\*\*\*\*\*

Comes B&H Gas Company and Bud Rife, Individually and as an Officer of B&H Gas Company (“Respondents”), by counsel, and for their Response to Commission’s Order Initiating Investigation, state as follows:

Attached to this Response as **Exhibit A** are four documents, each of which is entitled “Revocation of Promissory Note.” These documents have been executed by Mr. Rife, acting on behalf of himself, Bud Rife Construction Company, and B&S Gas Company.<sup>1</sup> Each of the notes revokes the promissory notes in question in this case, which the Commission found to be *prima facie* evidence of a violation of KRS 278.300. It is the intent of Respondents to seek Commission approval, pursuant to KRS 278.300, prior to entering into any further instruments of indebtedness the terms of which exceed two years. Accordingly, Respondents respectfully request that the Commission dismiss this investigation without sanctions being assessed.

Dated this 21<sup>st</sup> day of March, 2019.

---

<sup>1</sup> The note payable to Goss Samford, PLLC, which was attached to the ARF Petition, was never executed by Goss Samford, PLLC. Mr. Rife signed the promissory note on behalf of B&H, and attaches it here to verify that he has, on behalf of B&H, unilaterally revoked the note.

Respectfully submitted,



---

JOE F. CHILDERS  
BETHANY N. BAXTER

JOE F. CHILDERS & ASSOCIATES  
The Lexington Building  
201 West Short Street  
Suite 300  
Lexington, Kentucky 40507  
Telephone: (859) 253-9824  
Facsimile: (859) 258-9288  
[Joe@Jchilderslaw.com](mailto:Joe@Jchilderslaw.com)  
[Bethany@Jchilderslaw.com](mailto:Bethany@Jchilderslaw.com)

**CERTIFICATE OF SERVICE**

This is to certify that the foregoing copy of the Response to Commission's Order Initiating Investigation is a true and accurate copy of the document being filed in paper medium; the electronic filing was transmitted to the Commission on March 21, 2019; there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; and the filing in paper medium is being delivered to the Commission via U.S. mail.



---

JOE F. CHILDERS