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JOHN D. SWORD
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1905-1992

May 29, 2009

RECEIVED

JUN - 1 2009

PUBLIC SERVICE
COMMISSION

Executive Director's Office
Public Service Commission of Kentucky
P. O. Box 615
Frankfort, KY 40602

RE: Case No. 2009-00064

Dear Public Service Commission:

Attached is a copy of a letter dated May 27, 2009, from the President of Sapphire Coal Company to Gerald Robinette, the CEO of East Kentucky Network. Please file this letter into the record of this matter.

Sincerely,



Nora J. Shepherd

shepherd@sfnky.com

cc: Hon. Alysson Honaker
Public Service Commission
P. O. Box 615
Frankfort, KY 40602
Counsel for PSC

Hon. William S. Kendrick
P. O. Box 268
Prestonsburg, KY 41653
Counsel for EKN

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Whitesburg, KY 41858
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Sapphire Coal Company



May 27, 2009

Gerald F. Robinette
General Manager, / CEO
East Kentucky Network
101 Technology Trail
Ivel, KY 41642

RE: Dry Fork Tower, Van KY

Dear Mr. Robinette:

As you stated in your letter about there always being a risk when blasting around a facility such as your proposed tower, we feel that this risk is multiplied due to the previous underground mining in the Whitesburg Seam directly under the tower. The Whitesburg Seam was deep mined with less than 100' of cover remaining at this tower location. The blasting will most likely create unpredictable settling within the abandoned mine and subsequently promoting subsidence in the overlying strata, a very unstable situation. While we fully understand the importance of these towers, we also feel that alternate locations should be considered for a permanent tower site.

Sincerely,

A handwritten signature in black ink, appearing to read 'John Schroder', written in a cursive style.

John Schroder
President
Sapphire Coal Company