



# Fax

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FEB 19 2010

**PUBLIC SERVICE  
COMMISSION**

To: David Armstrong, Chairman  
 Public Service Commission

Fax: (502) 564-3460

From: Patrick R. Hughes - phughes@dbllaw.com

Date: February 19, 2010

Pages: 4

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February 19, 2010

**VIA FACSIMILE AND FEDERAL EXPRESS**

David Armstrong, Chairman  
Public Service Commission  
P.O. Box 615  
211 Sower Blvd.  
Frankfort, KY 40602-0615

**Re: Boone County Water District's Application to Increase Tapping Fees (Case No. 2010-0019)**

Dear Chairman Armstrong:

Our law firm represents the Home Builders Association of Northern Kentucky ("HBA") with respect to the above application. Enclosed you will find the HBA's Motion to Intervene and Motion for Suspension of Proposed Rate Increases.

As discussed in the Motion to Intervene, the HBA seeks full intervention in this matter. The HBA has a special interest in this proceeding as the Boone County Water District will impose its increased tapping fees upon the HBA's members. Those members' interests will not be adequately represented without full intervention by my client. By intervening in this matter, the HBA will be able to present issues and develop the facts that assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings.

Please accept this letter as my client's request for full intervention. Should you have any questions, please feel free to contact me. Thank you.

Very truly yours,

A handwritten signature in black ink, appearing to read "PRH", written over a horizontal line.

Patrick R. Hughes

PRH/rmc  
Enclosures  
CC: Jerry Wuetcher  
Brian Miller  
David A. Koenig, Esq.  
222497v1

Dressman Benzinger LaVelle psc  
Attorneys at Law

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COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

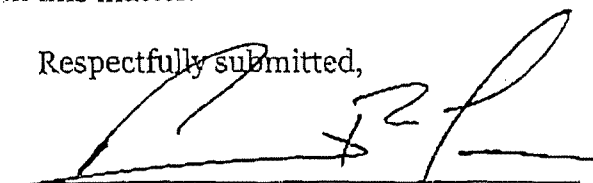
APPLICATION BY THE BOONE )  
COUNTY WATER DISTRICT TO )  
INCREASE ITS WATER TAPPING FEES ) CASE NO. 2010-0019

MOTION TO INTERVENE

The Home Builders Association of Northern Kentucky ("HBA"), by counsel, hereby moves for leave to fully intervene in this matter. The HBA has a special interest in this proceeding as the Boone County Water District will impose the proposed tapping fees upon the HBA's members. Those members' interests will not be adequately represented without full intervention by the HBA. Further, if allowed full intervention, the HBA will present issues and develop facts that assist the commission in fully considering this matter without unduly complicating or disrupting the proceedings.

The HBA is located at 2751 Circle Port Drive, Erlanger, Kentucky 41018. Undersigned counsel will represent the HBA in this matter.

Respectfully submitted,



Patrick R. Hughes (KBA #85493)  
Kevin F. Hoskins (KBA #91027)  
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*Counsel for Home Builders Association  
of Northern Kentucky*

**COMMONWEALTH OF KENTUCKY**

**BEFORE THE PUBLIC SERVICE COMMISSION**

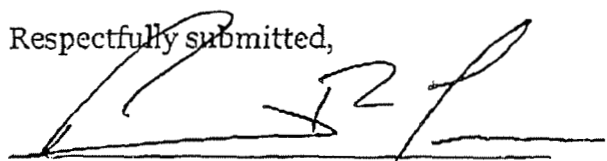
**In the Matter of:**

**APPLICATION BY THE BOONE )  
COUNTY WATER DISTRICT TO )  
INCREASE ITS WATER TAPPING FEES )      **CASE NO. 2010-0019****

**MOTION FOR SUSPENSION OF PROPOSED RATE**

The Home Builders Association of Northern Kentucky ("HBA"), by counsel, hereby moves for an Order suspending the proposed increases to the Boone County Water District's water tapping fees, which are presently set to take effect on Monday, February 22, 2010. The HBA requests this suspension for the following reasons: (1) the Boone County Water District's application does not satisfy the technical requirements of 807 KAR 5:00(10), and (2) the proposed increases are not fair, just or reasonable, given the goods and services provided by the Boone County Water District.

Based on the foregoing, the Home Builders Association of Northern Kentucky seeks an order suspending the Boone County Water District's proposed increases to its water tapping fees.

Respectfully submitted,  


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