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January 9, 2012

W. Randall Jones, Esq.
Rubin & Hays
Kentucky Home Trust Building
450 South Third Street
Louisville, Kentucky 40202

Bruce E. Smith, Esq.
201 South Main Street
Nicholasville, Kentucky 40356

Robert M. Watt III, Esq.
Monica Braun, Esq.
Stoll Keenon Ogden PLLC
300 West Vine Street
Suite 2100
Lexington, Kentucky 40507-1801

Re: Case No. 2012-00470
Jessamine-South Elkhorn Water District

Ms. Braun and Gentlemen:

The enclosed memorandum has been filed in the record of the above-referenced case. Any comments regarding this memorandum's contents should be submitted to the Commission within five days of receipt of this letter. Any questions regarding this memorandum should be directed to Gerald Wuetcher, Executive Advisor/Attorney, at (502) 564-3940, Extension 259.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Derouen".

Jeff Derouen
Executive Director

gw
Enclosure

INTRA-AGENCY MEMORANDUM

KENTUCKY PUBLIC SERVICE COMMISSION

TO: Case File No. 2012-00470

FROM: Gerald Wuetcher **GEW**
Executive Advisor/Attorney

DATE: January 8, 2013

RE: Conference Call of January 7, 2013

On January 7, 2013, Commission Staff held a telephone conference call in this matter at the request of the parties. Participating were:

Robert Watt	-	Forest Hills Residents' Association
Monica Braun	-	Forest Hills Residents' Association
Bruce Smith	-	Jessamine-South Elkhorn Water District
W.R. Jones	-	Jessamine-South Elkhorn Water District
Gerald Wuetcher	-	Commission Staff

The parties' request for the call is attached.

Beginning the conference, Mr. Wuetcher stated that Commission Staff would prepare minutes of the conference call for the case record, that a copy of the minutes would be provided to all parties, and that all parties would be given an opportunity to submit written comments upon those minutes.

Mr. Smith stated that, notwithstanding its intention to move to strike the Siting Study which Forest Hills Residents' Association filed on January 4, 2013, Jessamine-South Elkhorn Water District would like additional time to review the contents of the study and ascertain the suitability of the proposed alternative sites. If one or more of the sites were found suitable, Jessamine-South Elkhorn may wish further discussions with Forest Hills Residents' Association. He suggested that the scheduled hearing be postponed 30 days. Mr. Watt stated that Forest Hills Residents' Association had no objection to the postponement. Mr. Smith stated that Jessamine-South Elkhorn Water District would file its motion later that day. He and Mr. Watt agreed that, notwithstanding the motion for postponement, their clients would file their witnesses list as required by the existing procedural schedule.

Mr. Wuetcher stated that he would advise the Commission of the developments and that, if the Commission granted the motion for postponement, Commission Staff would consult with the parties to ensure that their availability on the revised hearing date.

The conference call then concluded.

Wuetcher, Jerry (PSC)

From: Bruce Smith <bsmith@smithlawoffice.net>
Sent: Sunday, January 06, 2013 6:06 PM
To: Wuetcher, Jerry (PSC)
Cc: Watt, Robert; wrjones@rubinhays.com; Braun, Monica
Subject: Case No. 2012-00470

Jerry

As you may know, Bob Watt's clients filed a study on Friday wherein alternative tank sites were proposed. Although JSEWD intends to file a motion objecting to the introduction of this study, it decided that all possibilities of settlement should be explored prior to placing the dispute before the Commission for decision.

Bob Watt and I talked this afternoon and he indicated that his clients would be willing to discuss the matter. In order to give JSEWD an opportunity to evaluate the sites proposed by the Intervenors and discuss same with them, there will necessarily need to be a stay imposed on the proceedings to a date certain in the near future. Obviously, the Commission has the final say on such a request by the parties.

Both Bob and I are available to discuss a stay with you tomorrow morning if you have time. We thought it would be better to talk with you sooner rather than to delay the discussion until Wednesday during the scheduled conference call.

Thank you for your attention to this request.

Bruce E. Smith
Bruce E. Smith Law Offices, PLLC
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