

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JAMES S. WAYNE, INDIVIDUALLY AND AS)	
TRUSTEE OF THE JAMES S. WAYNE LIVING TRUST)	
)	
COMPLAINANT)	
)	
V.)	CASE NO.
)	2009-00264
)	
HENRY COUNTY WATER DISTRICT NO. 2)	
)	
DEFENDANT)	

O R D E R

On July 6, 2009, James S. Wayne, individually and as trustee of the James S. Wayne Living Trust ("Wayne"), filed with the Commission a Complaint against Henry County Water District No. 2 ("Henry District"). On August 13, 2009, Henry District, through its chief operating officer, filed a response. The Commission, by Order of September 9, 2009, rejected the response noted above based upon the need for Henry District to be represented by an attorney. On September 18, 2009, Henry District filed its Answer in compliance with the September 9, 2009 Commission Order. Based on its initial review of Wayne's Complaint and Henry District's Answer, the Commission finds that additional inquiry is necessary.

IT IS THEREFORE ORDERED that:

1. The procedural schedule set forth in the Appendix to this Order shall be followed in this proceeding.

2. All interrogatories and requests for production of documents shall be appropriately indexed. Responses shall include the name of the individual responsible for responding to the questions related to the information provided.

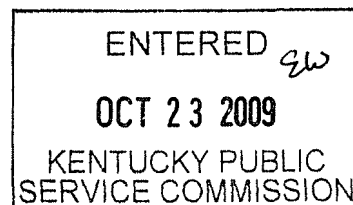
3. Service of any document or pleading shall be made in accordance with 807 KAR 5:001, Section 3(7), and Kentucky Civil Rule 5.02.

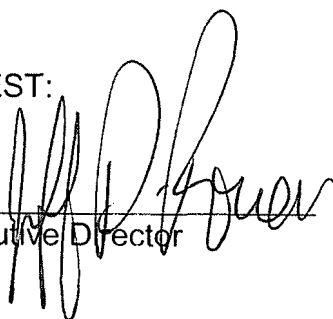
4. All documents that the Commission requires any party to file with the Commission shall also be served upon all parties of record at or before the time of filing.

5. All parties shall respond to any interrogatories and requests for production of documents that Commission Staff submits in accordance with the procedural schedule set forth in the Appendix.

6. Motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

By the Commission



ATTEST:

Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2009-00264 DATED **OCT 23 2009**

Both parties of record and Commission Staff shall
serve their interrogatories and requests for production
of documents no later than.....11/04/09

Both parties of record shall file with the Commission
and serve upon the other party responses to
interrogatories and requests for production of
documents no later than11/18/09

Both parties of record and Commission Staff may
serve supplemental interrogatories and requests for
production of documents upon the parties of record
no later than.....12/02/09

Both parties of record shall file with the Commission
and serve upon the other party responses to supplemental
interrogatories and requests for production of documents
no later than.....12/16/09

Both parties of record shall file with the Commission
the testimony of its witnesses in written verified form
no later than.....1/08/10

Any request for an informal conference shall be filed no later than.....1/15/10

Public Hearing is to begin at 10:00 a.m., Eastern Standard
Time, in Hearing Room 1 of the Commission's offices
at 211 Sower Boulevard, Frankfort, Kentucky, for the purpose
of cross-examination of witnesses of Wayne and Henry District(To be scheduled)

Honorable W. Henry Graddy
W. H. Graddy & Associates
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James T Simpson
Chief Operating Officer
Henry County Water District #2
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