

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

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JUL 2 2007  
PUBLIC SERVICE  
COMMISSION

In the Matter of:

EXAMINATION OF THE OPERATION AND )  
REASONABLENESS OF THE OFFSETTING ) CASE NO. 2006-00191  
IMPROVEMENT CHARGE OF HENRY COUNTY )  
WATER DISTRICT NO. 2 )

SUPPLEMENTAL MOTION

Comes the Henry County Water District No. 2. (hereinafter "Henry District"), by Counsel, and by way of Supplemental Motion requests that the Commission amend the Hearing Order in the above-captioned matter to allow for additional time for the Henry District to file the written testimony of its witnesses in the above-captioned matter. In support hereof, the District states as follows:

1. In the April 25, 2007 Public Service Commissions Order rescheduling the hearing to accommodate the scheduling conflict presented by the Office of the Attorney General, the dates of both the hearing and the submittal of testimony were revised from the original order although the Office of the Attorney General made no mention of revising the testimony submittal date. The District therefore assumed that the same accommodation would be extended to Henry District when its request for rescheduling was made.

2. The Henry District further would request additional time in that it will allow for the District's witnesses to prepare and submit their testimony as closely as possible to the hearing date so that issues and information within that testimony will be as close to as contemporaneous to the date of the hearing.

3. The Henry District would further note that the Order which rescheduled the

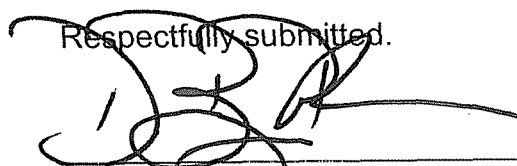
hearing at the request of the Attorney General added additional restrictions and limitations on the District that require the District's witnesses to more completely summarize their testimony. Under the original scheduling Order it appeared that the District's witnesses would need to be able to provide some type of framework as to what their anticipated testimony would be. However, under the new Order, those guidelines were tightened and it was required that the witnesses provide more complete information concerning what their anticipated testimony would be in this case.

4. After the Attorney General notified the Commission of his scheduling conflict, Henry District and the Attorney General provided dates that were convenient to their schedule to the Public Service Commission, all of which dates would have occurred in June. However, without consultation with Henry District, the July date was chosen. This date have proven problematic for one (1) of the District's witnesses and additionally problematic for the District's Counsel in that he is scheduled to commence a trial in the Trimble Circuit Court on July 9, 2007 styled Commonwealth vs. Danny Montgomery and which case will likely take two (2) weeks to try. There are numerous witnesses involved in this case and the preparation needed to be able to adequately prepare the case for trial is substantial. Counsel needs an opportunity to be able to review the written statements of the witnesses before same are submitted to the Public Service Commission.

Based upon the foregoing, the Henry District would request that the Commission modify the Orders concerning scheduling and deadlines for the filing submission of proof, to require that the Henry District submit the necessary testimony thirty (30) days in advance of the hearing which it is anticipated will occur on or about September 13, 2007. This would give Counsel and the witnesses for the Henry District an opportunity to confer

concerning the testimony.

Respectfully submitted.

A handwritten signature in black ink, appearing to be 'D. B. Baxter', written over a horizontal line.

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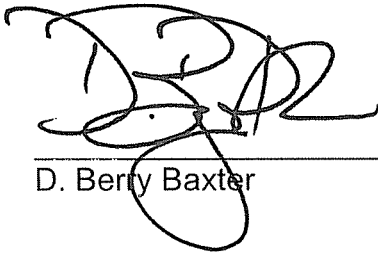
CERTIFICATE OF SERVICE

I certify that prior to the filing of the foregoing a true copy was this 28 day of June, 2007, mailed to:

Hon. David Edward Spenard  
Assistant Attorney General  
Office of the Attorney General  
Utility & Rate Intervention Division  
1024 Capital Center Drive, Suite 200  
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Merle Brewer, Chairman  
Henry County Water District #2  
Post Office Box 219  
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James Simpson  
Chief Operating Officer  
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D. Berry Baxter