

BERRY, FLOYD & BAXTER, P.S.C.

ATTORNEYS AND COUNSELORS AT LAW

117 WEST MAIN STREET
LAGRANGE, KENTUCKY 40031

(502) 225-0050

FACSIMILE: (502) 225-0550

E-MAIL: baxterlaw@me.com

RECEIVED
JUN 3 2013
PUBLIC SERVICE
COMMISSION

D. Berry Baxter

John M. Berry (1900-1991)
Of Counsel: John M. Berry, Jr.

May 31, 2013

Public Service Commission
P.O. Box 615
Frankfort, KY 40602-0615

RE: Ted Dwenger and Santa Cruz Cattle Company, Inc. v.
Henry County Water District #2
Case No. 2013-00019

The following document is enclosed for filing in your office:

Motion for Enlargement

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION
CASE NO. 2013-00019

In the matter of:

TED DWENGER AND)
SANTA CRUZ CATTLE COMPANY, INC.)
)
COMPLAINANT)
VS.)
)
HENRY COUNTY WATER DISTRICT #2)
)
DEFENDANT)

RECEIVED
JUN 03 2013
PUBLIC SERVICE
COMMISSION

** ** * ** * ** * ** * **

MOTION FOR ENLARGEMENT

Comes the defendant, Henry County Water District #2, and moves the Commission for an Order holding the above matter in abeyance or enlarging the time to comply with the Commission's Order entered on May 22, 2013. In support hereof, the movant states as follows:

1. The complainant herein has simultaneously herewith appealed a decision of the Henry Circuit Court to the Kentucky Court of Appeals. On May 23, 2013, a settlement conference was conducted in that court, and the movant believes that a settlement has been reached which will also resolve this complaint.

2. The parties need additional time to finalize the paperwork, and it is believed that all parties will agree to hold this matter in abeyance or to enlarge the time to respond by 30 days to allow the settlement documents to be circulated.

WHEREFORE, the Henry County Water District #2 prays for such Orders holding this matter in abeyance or enlarging the time to respond to the Commission's Order of May

22, 2013.

BERRY, FLOYD & BAXTER, PSC
117 WEST MAIN STREET
LaGRANGE, KY 40031
TELE: 502-225-0050
ATTORNEYS FOR HENRY COUNTY
WATER DISTRICT NO. 2

BY: 

D. BERRY BAXTER

CERTIFICATE OF SERVICE

31, 2013, The undersigned hereby certifies that a copy of the foregoing was this May
2013, mailed, postage prepaid, to the following:

Mr. James Nicholson
Nicholson Law Office
121 South Seventh Street, Suite 200
Louisville, KY 40202

and

J. Gregory Troutman
1300 Clear Springs Trace, Suite 3
Louisville, KY 40223
Co-Counsel for Complainants


D. BERRY BAXTER