

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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In the Matter of

NOTICE OF ADJUSTMENT OF)
RATES OF DELTA NATURAL)
GAS COMPANY, INC.)

CASE NO. 8528

O R D E R

On September 10, 1982 Delta Natural Gas Company, Inc., ("Delta") by counsel, filed its Motion for the entry of an Order changing the date of the hearing scheduled October 19, 1982 until the week of November 1, 1982 for the reason that counsel for Delta has irreconcilable scheduling conflicts on October 19, 1982. The Affidavit of counsel Robert M. Watt III was filed with the Motion.

Affiant states that he and Lindsey W. Ingram, Jr. are required to appear in the United States District Court for the Western District of Virginia at Big Stone Gap for a trial which commences October 4, 1982 and which is scheduled to last at least two weeks and that in the opinion of the Affiant the trial may well extend beyond October 19, 1982. Affiant further states that he has long standing plans to be out of the Commonwealth of Kentucky for the week beginning October 20, 1982.

The Commission having considered the Motion, Affidavit and being advised, is of the opinion and finds that the time constraints imposed on the Commission in KRS 278.190 require that the Commission adhere to the schedule set forth in the Order of Procedure entered June 23, 1982 absent a showing of extraordinary

circumstances and that the Affidavit filed herein does not constitute a showing of extraordinary circumstances.

IT IS THEREFORE ORDERED That the Motion of Delta Natural Gas Company be and it hereby is overruled.

Done at Frankfort, Kentucky, this 27th day of September, 1982.

PUBLIC SERVICE COMMISSION

Katherine Landall
For the Commission

ATTEST:

Secretary