

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

TED DWENGER)	
and)	
SANTA CRUZ CATTLE COMPANY, INC.)	
)	
COMPLAINANTS)	
)	
v.)	CASE NO. 2013-00019
)	
HENRY COUNTY WATER DISTRICT NO. 2)	
)	
DEFENDANT)	

ORDER

Complainants have filed a complaint with the Commission in which they allege a dispute with Henry County Water District No. 2 ("Henry District") over the ownership and maintenance responsibilities of a water service line. On May 22, 2013, the Commission established a procedural schedule in this matter.

On June 3, 2013, Henry District filed a motion to hold the matter in abeyance or to defer the operation of the procedural schedule by 30 days.¹ On June 5, 2013, Complainants filed a response to the motion in which they joined in Henry District's request. Complainants and Henry District indicate that a settlement has been reached, but that additional time is necessary to prepare and execute a settlement agreement.

Finding that good cause to grant the motion has been shown and being otherwise sufficiently advised, the Commission HEREBY ORDERS that:

¹ In its Motion, Henry District specifically requested that the Commission "to enlarge the time to respond by 30 days." Complainants made a similar request in their Response. We interpret these requests as a request to defer or delay the operation of the established procedural schedule.

1. Henry District's motion to defer the operation of the procedural schedule is granted.

2. Unless the parties file a settlement agreement by July 15, 2013, the procedural schedule set forth in the Appendix to this Order shall be followed.

3. The hearing previously scheduled in this matter for August 5, 2013 is cancelled and shall be rescheduled at a later date if necessary.

4. The ordering paragraphs 2 through 13 of the Commission's May 22, 2013 Order remain in effect.

By the Commission

ENTERED JUL 01 2013 KENTUCKY PUBLIC SERVICE COMMISSION

ATTEST:



Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2013-00019 DATED **JUL 01 2013**

Each party may serve its first set of requests for information upon
the other parties of record no later than..... 07/22/2013

Parties shall file with the Commission and serve upon the parties
of record their responses to the first set of requests for information no
later than..... 08/05/2013

Each party may serve its supplemental set of requests for
information on other parties of record no later than 08/19/2013

Parties shall file with the Commission and serve upon the other parties
of record their responses to the supplemental set of requests for
information no later than 09/03/2013

Each party shall file with the Commission and serve upon the other
parties of record a list of all witnesses that it intends to call at the scheduled
hearing and a summary of each witness's expected testimony 09/17/2013

Any party wishing an informal conference in this matter shall file
its written request for such conference with the Commission no later than 09/24/2013

A public hearing shall be held in this matter for the purpose of taking
evidence at the Commission's offices at 211 Sower Boulevard,
Frankfort, Kentucky To Be Announced

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