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June 26, 2009

Jeff Derouen
Executive Director
211 Sower Boulevard
P.O. Box 615
Frankfort, Kentucky 40602-0615

RECEIVED

JUN 29 2009

PUBLIC SERVICE
COMMISSION

Re: Case No. 2009-00209

Dear Mr. Derouen,

In response to your order dated June 22, 2009, I would be available to appear at your hearing on your originally scheduled date; however, it is my understanding that Ms. Toni Akers is not available on that date. I would be available to appear at a hearing any day for the week ending July 10, 2009 and it is my understanding that Ms. Akers would also be available during this week. I will not be available for the following week ended July 17.

Please review these dates and let me know what your revised schedule may be.

If you have any questions or concerns, please contact me at 606/631-6165.

Sincerely,

Mike Litafik
Vice Chairperson

cc: Wayne T. Rutherford, Pike County Judge Executive
Richard Raff, Hearing Examiner, PSC
file

RECEIVED

JUN 29 2009

PUBLIC SERVICE
COMMISSION

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

LEGAL QUALIFICATIONS OF TONI AKERS AND)
MICHAEL LITAFIK TO CONTINUE TO SERVE AS) CASE NO. 2009-00209
COMMISSIONERS OF MOUNTAIN WATER)
DISTRICT)

ORDER

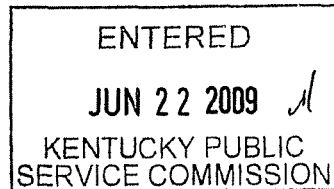
Toni Akers and Michael Litafik ("Respondents") have individually requested a one-month postponement of the July 2, 2009 hearing scheduled in this matter. Having reviewed the requests and finding insufficient information in the requests to rule upon them, the Commission HEREBY ORDERS that:

1. Each Respondent shall separately file with the Commission no later than June 29, 2009 a written explanation as to why the "4th of July holiday" prevents his or her attendance at the scheduled hearing on July 2, 2009. This explanation shall identify the previously scheduled event(s), the location of the event(s), and the reasons or circumstances that prevent the rescheduling of such event(s).

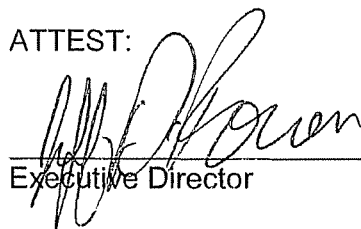
2. Each Respondent shall separately set forth in writing and file with the Commission no later than June 29, 2009 a list of the business days between July 6 and July 31, 2009 on which he or she is unavailable to attend a hearing in Frankfort, Kentucky, the reasons for his or her unavailability on each listed day, and the reasons why the conflicting event cannot be rescheduled. If "vacation plans" are the stated reason for a Respondent's unavailability, a description of the "vacation plans" shall be

provided, to include the vacation destination and any hardships and financial or monetary losses resulting from revisions in those plans.

By the Commission



ATTEST:



Executive Director

Case No. 2009-00209

Toni Akers
Chairperson
Mountain Water District
6332 Zebulon Highway
P.O. Box 3157
Pikeville, KY 41502-3157

Will Brown
Superintendent
Mountain Water District
6332 Zebulon Highway
P.O. Box 3157
Pikeville, KY 41502-3157

Mike Litafik
7617 Upper Johns Creek Road
Phelps, KY 41553