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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 the above referenced case before the Public Service Commission, and the Order issued by the Commission on June 22, 2009, I would not be available to appear before the Commission on July 2, 2009 due to the following circumstances:

1. I have previously scheduled to have my grandchildren the week of June 29, 2009 through July 5, 2009; and
2. I am scheduled to be in Cincinnati, Ohio on July 1st and 2nd attending sports events to support my cousin, Mark Reynolds, who plays for the Arizona Diamond Backs Baseball Team and will be in Cincinnati for the Reds games.

I would be available any day of the Commission's choosing during the week of July 6, 2009 through July 10, 2009.

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

Sincerely,

Toni Akers
Chairperson

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

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).

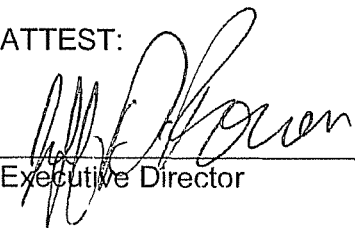
2. Each Respondent shall separately set forth in writing and file with the Commission no later than June 29, 2009 a list of the business days between July 6 and July 31, 2009 on which he or she is unavailable to attend a hearing in Frankfort, Kentucky, the reasons for his or her unavailability on each 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

ENTERED
JUN 22 2009 *A*
KENTUCKY PUBLIC
SERVICE 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