

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE
COMMISSION

In the Matter of:

FOREST CREEK, LLC)
COMPLAINANT)
)
VS.)
)
JESSAMINE SOUTH ELKHORN)
WATER DISTRICT)
)
DEFENDANT)

CASE NO. 2011-00297

MOTION OF FOREST CREEK, LLC FOR EXTENSION OF TIME TO ANSWER
JESSAMINE SOUTH ELKHORN'S REQUESTS FOR INFORMATION

Comes the Complainant, Forest Creek, LLC (hereinafter "Forest Creek"), by counsel, and for its Motion for Extension of Time to Answer Jessamine-South Elkhorn Water District's (hereinafter "Water District") Requests for Information, states as follows:

1. By Order entered by the Public Service Commission ("Commission") in the above-styled case on March 16, 2012, the parties were authorized to serve initial requests for information upon opposing parties by no later than March 30, 2012. Answers to the initial requests for information were to be filed with the Commission on or before April 13, 2012.
2. As stated in its Certificate of Service, the Water District served its Motions for Rehearing/Reconsideration, To Stay Procedural Schedule and/or To Bifurcate and/or Modify Procedural Schedule To Provide For Informal Conference ("Motion") on

Forest Creek by mail on March 30, 2012, and Forest Creek this Motion was received by Forest Creek's undersigned counsel the week of April 2, 2012.

3. As stated in its Certificate of Service, the Water District also served its information requests upon Forest Creek on March 30, 2012. However, Forest Creek did not receive the Water District's Information Requests until Monday, April 9, 2012, when the undersigned counsel for Forest Creek spoke by telephone with the Water District's counsel, Bruce. Smith. During the April 9, 2012 telephone conversation with Mr. Smith, the undersigned counsel was advised that the Water District had served information requests on Forest Creek. Mr. Smith then immediately provided the undersigned counsel for Forest Creek with an electronic copy of the Water District's information requests when he was advised that the information requests had not yet been received. Forest Creek has never received the copy of the Water District's information requests that were served by mail.
4. Because Forest Creek did not receive the Water District's information requests until the afternoon of Monday, April 9, 2012, and it will be required to provide answers to 29 information requests, Forest Creek hereby requests an extension of time until Wednesday, April 18, 2012, within which to file and serve its answers to the information requests of the Water District.
5. Granting Forest Creek's request for extension should not cause prejudice to any party to the above-styled proceeding.

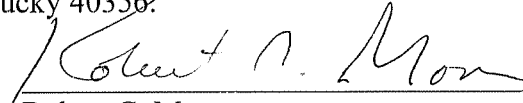
Respectfully submitted,



Robert C. Moore
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Frankfort, KY 40602-0676
Counsel for Forest Creek, LLP

CERTIFICATE OF SERVICE

I hereby certify that the foregoing was served by first class mail, postage prepaid, this the 13th day of April, 2012, to, Hon. Bruce E. Smith, **BRUCE E. SMITH LAW OFFICES, PLLC**, 201 South Main Street, Nicholasville, Kentucky 40356.


Robert C. Moore