



**BRIAN CUMBO**

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ADMITTED IN KY AND WV

**RECEIVED**

**DEC 27 2016**

Public Service  
Commission

December 22, 2016

Public Service Commission  
ATTN: David Spenard  
P.O. Box 615  
Frankfort, KY 40602

RE: Martin County Water District  
PSC Case No. 2016-00142

Dear Mr. Spenard:

Enclosed please find an unbound original, and ten (10) additional copies of Motion to Continue and supporting Affidavit on behalf of the Martin County Water District in this matter. Would the Commission please give this Motion its' appropriate consideration?

Thank you for your attention to this matter.

Very truly yours,

BRIAN CUMBO

BC/ld  
Enclosure  
cc: Martin County Water District

COMMONWEALTH OF KENTUCKY

RECEIVED

DEC 27 2016

BEFORE THE PUBLIC SERVICE COMMISSION

Public Service  
Commission

In the Matter of:

INVESTIGATION OF THE OPERATING	)	
CAPACITY OF MARTIN COUNTY WATER	)	CASE NO. 2016-00142
DISTRICT PURSUANT TO KRS 278.280	)	

**MOTION TO CONTINUE**

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Comes the Martin County Water District (District), by counsel, and moves the Public Service Commission for an Order continuing and rescheduling the hearing currently scheduled for January 19, 2017.

As grounds therefore, by virtue of the Commission’s Order, it is incumbent upon the District to compel witnesses to appear, to marshal exhibits, and to otherwise prepare for an extensive evidentiary hearing.

That this Order was received by the undersigned on December 16, 2016, just before the Christmas and New Years holiday, and imposes a tremendous hardship upon counsel, who is a solo practitioner, to marshal the necessary witnesses, exhibits, and other necessary information to be fully prepared to present proof at the hearing.

Further, the District’s “point” man, Joe Hammond, is further compromised because his spouse, Anna Hammond, is scheduled to undergo knee replacement surgery on January 6, 2017, which will put Mr. Hammond out of pocket for several days and unable to assist in the preparation and marshaling of witnesses and exhibits, and necessary consultations with counsel, in time for the hearing scheduled in this matter.

That counsel submits that no prejudice will come to the Commission, or any other interested entity, by a reasonable continuance of this hearing, and the District wishes to be fully and totally prepared and compliant, and requires an additional period of time in order to do so.

Wherefore, counsel requests the appropriate Orders of the Commission consistent with this Motion.

  
BRIAN CUMBO  
COUNSEL FOR MARTIN COUNTY  
WATER DISTRICT  
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INEZ, KY 41224  
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**CERTIFICATE OF SERVICE**

This will certify that a true and correct copy of the foregoing was mailed, postage paid, on this the 22 day of December, 2016, to the following:

Public Service Commission  
ATTN: David Spenard  
P.O. Box 615  
Frankfort, KY 40602

  
BRIAN CUMBO

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

INVESTIGATION OF THE OPERATING )  
CAPACITY OF MARTIN COUNTY WATER ) CASE NO. 2016-00142  
DISTRICT PURSUANT TO KRS 278.280 )

**AFFIDAVIT OF JOE HAMMOND IN  
SUPPORT OF MOTION TO CONTINUE**

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Comes the affiant, Joe Hammond, after first being duly sworn, upon his oath, and states as follows:

1. That I, Joe Hammond, am the Business Manager for the Martin County Water District.
2. That given my regular duties, in order to marshal witnesses and exhibits, and confer with counsel, in time for the Commission’s hearing and to comply with this deadline to provide exhibits prior to the hearing, is a tremendous hardship, given the holiday season.
3. That my wife, Anna Hammond, is scheduled for knee replacement surgery on January 6, 2017.
4. That by virtue of my wife’s surgery, I will be out of pocket several days and unable to assist counsel in preparation for the hearing, in marshaling witnesses and exhibits.

And further affiant saith naught.

  
\_\_\_\_\_  
JOE HAMMOND

STATE OF KENTUCKY)

COUNTY OF MARTIN)

SUBSCRIBED, ACKNOWLEDGED and SWORN TO before me by Joe Hammond this  
the 22nd day of December, 2016.

My Commission Expires: 9-18-18

Lesley A. Dempsey  
NOTARY PUBLIC, STATE AT LARGE