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. Spendard:

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

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

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

MOTION TO CONTINUE

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
P.O. BOX 1844
INEZ, KY 41224
TELEPHONE: (606) 298-0428
TELECOPIER: (606) 298-0316
EMAIL: cumbolaw@cumbolaw.com

CERTIFICATE OF SERVICE

This will certify that a true and correct copy of the foregoing was mailed, postage paid, on this the 27th 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
SUBSCRIBED, ACKNOWLEDGED and SWORN TO before me by Joe Hammond this
the 22nd day of December, 2016.

My Commission Expires: 9-18-18

Leslie A. Dempsey
NOTARY PUBLIC, STATE AT LARGE