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**BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS**

**JUL 27 2011**

In the Matter of the Investigation of **EEL, LLC of** )  
**Hotchkiss, Colorado,** Pursuant to the Kansas )  
Highway Patrol Issuance of a Notice of Violation ) Docket No. 12-GIMM-012-KHP  
for Violations of the Kansas Motor Carrier Safety )  
Statutes, Rules and Regulations. )

by  
State Corporation Commission  
of Kansas

**STAFF'S MOTION FOR CONTINUANCE**

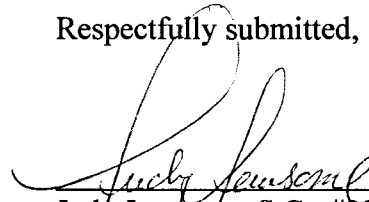
COMES NOW the Staff of the State Corporation Commission of the State of Kansas (Commission and Staff, respectively), and motions the Commission to continue the hearing currently scheduled in the above-referenced docket on August 11, 2011 at 11:30 a.m., and extend the deadlines for filing of direct testimony. In support of its Motion, Staff states as follows:

1. On May 4, 2011, the Kansas Highway Patrol issued a Notice of Violation against EEI, LLC (Respondent) for alleged violations found during an April 27, 2011, routine motor carrier stop and inspection conducted by the Kansas Highway Patrol.
2. On July 11, 2011, Respondent's counsel, Jason P. Hoffman of Hoffman & Hoffman, filed a Request for Hearing on behalf of Respondent.
3. On July 12, 2011, Commission Staff (Staff) issued a Notice of Hearing which set the matter for hearing by the Commission on August 11, 2011, at 11:30 a.m., and established deadlines for prefiled testimony.
4. On July 26, 2011, Staff and Mr. Hoffman discussed and agreed to the need for a continuance of the hearing date and an extension of testimony filing deadlines due to Respondent's participation in a parallel case being heard in district court.

5. Staff therefore requests that the hearing in this matter be continued until October 13, 2011, at 10:00 a.m.; that the filing date for the parties' prefiled direct testimony be extended to ten days prior to the extended hearing date, and that the rebuttal testimony be presented at the hearing in October 2011.

WHEREFORE, for the reasons set forth above, Staff respectfully requests that the Commission grant this Motion for Continuance and that the hearing currently scheduled in this matter be continued until October 13, 2011, at 10:00 a.m; that the filing date for the parties' prefiled direct testimony be extended to ten days prior to the extended hearing date, and that any rebuttal testimony of the parties be presented at the hearing in October 2011.

Respectfully submitted,



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Judy Jewsome, S.Ct. #23300  
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For Commission Staff

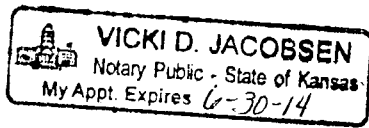
**VERIFICATION**

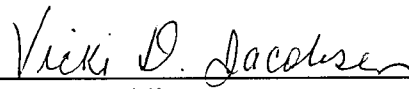
STATE OF KANSAS                    )  
  ) ss.  
COUNTY OF SHAWNEE            )

Judy Jewsome, of lawful age, being duly sworn upon her oath deposes and states that she is Litigation Counsel for the State Corporation Commission of the State of Kansas; that she has read and is familiar with the foregoing *Staff's Motion for Continuance* and attests that the statements therein are true to the best of her knowledge, information and belief.

  
\_\_\_\_\_  
Judy Jewsome, S.Ct. #23300  
Litigation Counsel  
The State Corporation Commission  
of the State of Kansas

SUBSCRIBED AND SWORN to before me this 27<sup>th</sup> day of July, 2011.



  
\_\_\_\_\_  
Notary Public

My Appointment Expires: June 30, 2014

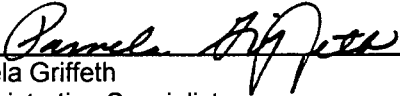
**CERTIFICATE OF SERVICE**

12-GIMM-012-KHP

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing Staff's Motion For Continuance was placed in the United States mail, postage prepaid, or hand-delivered this 28th day of July, 2011, to the following:

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\*\*\*Hand Delivered\*\*\*

  
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Pamela Griffeth  
Administrative Specialist