

MAY 4 2012

DIRECTOR'S OFFICE  
INSURANCE DEPT.

1 **IN THE OFFICE OF ADMINISTRATIVE HEARINGS**

2  
3 In the Matter of:

No. 11A-139-INS

4 BURNS, JOHN ANDREW, SR.

**ORDER GRANTING CONTINUANCE**

5  
6 Respondent.

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12 On April 30, 2012, the Office of Administrative Hearings received Respondent's  
13 Motion to Continue ("Motion") for the reason that Respondent's counsel is unavailable  
14 for a June 18, 2012 hearing, and requests that the hearing be reset on June 20, 2012,  
15 or June 21, 2012. In the Motion, Respondent represents that the Department's counsel  
16 does not oppose continuing the hearing, and that the department's counsel is available  
17 on either June 20 or June 21, 2012. The undersigned Administrative Law Judge's  
18 calendar does not permit the scheduling of the hearing to take place on June 20 or  
19 June 21, 2012 hearing.

20 The parties are advised that based on the procedural history of this matter, this  
21 Tribunal will no longer accommodate the scheduling of this hearing based upon the  
22 availability of a party or a witness. Consequently, the hearing is being reset to July 16,  
23 2012, at 8:00 a.m. The parties have advance notice so as to make appropriate  
24 arrangements for appearances of counsel and witnesses at the rescheduled hearing.  
25 Unavailability of counsel or a witness will not constitute good cause to continue the  
26 hearing. If counsel is unavailable, there is sufficient time to obtain co-counsel or  
27 substitute counsel. If a witness is unavailable, a party can arrange for a deposition to  
28 be taken of the witness, obtain another witness, or timely request for the witness to  
29 appear telephonically at the hearing. The July 16, 2012 hearing date is a firm hearing  
30 date.

