

IDAHO PUBLIC UTILITIES COMMISSION

MINUTES OF DECISION MEETING

SUBJECT TO APPROVAL

July 23, 2024 – 1:30 p.m.

In attendance was Commissioner Eric Anderson and Commissioner John R. Hammond, Jr. Commissioner Lodge participated via phone. Commissioner Anderson called the meeting to order.

The first order of business was the **ADOPTION OF THE PROPOSED AMENDED AGENDA** for July 23, 2024.

Commissioner Anderson made a motion, under Idaho Code § 74-204, to amend the agenda as proposed, correcting Action Item No. 8 and adding Item No. 10 to **MATTERS IN PROGRESS**, Adam Triplett's July 23, 2024, Decision Memorandum re: Investigation into Dry Creek Water Company, LLC, Owner of a Water Supply and Distribution System; Case No. DRY-W-24-01. A vote was taken on the motion and it carried unanimously.

The next order of business was the **APPROVAL OF MINUTES FROM THE PREVIOUS MEETING** on July 9th, 2024. The Commission voted unanimously to approve the minutes as written.

The next order of business was **CONSENT AGENDA**:

2. Action Item: Johan Kalala-Kasanda's July 23, 2024, Decision Memorandum re: In the Matter of the Application of CenturyLink's Application for Approval of the Commercial Mobile Radio Services Agreement with Gold Star Communications, LLC d/b/a Silver Star Communications for the State of Idaho; Case No. CGS-T-24-01.

3. Action Item: Johan Kalala-Kasanda's July 23, 2024, Decision Memorandum re: In the Matter of Filer Mutual Telephone Company's Application for the 2023 Broadband Equipment Tax Credit; Case No. FIL-T-24-01.

4. Action Item: Johan Kalala-Kasanda's July 23, 2024, Decision Memorandum re: In the Matter of the Application of Qwest Corporation d/b/a/CenturyLink QC for Approval of the Interconnection Agreement with Custer Telephone Cooperative, Inc. d/b/a CusterTel Wireless for the State of Idaho; Case No. QWE-T-24-01.

5. Action Item: Johan Kalala-Kasanda's July 23, 2024, Decision Memorandum re: In the Matter of the Application of Qwest Corporation d/b/a CenturyLink QC for Approval of an Amendment to ITS Interconnection Agreement with MCImetro Access Transmission Services LLC; Case No. QWE-T-24-02.

6. Action Item: Johan Kalala-Kasanda's July 23, 2024, Decision Memorandum re: In the Matter of the Application of Qwest Corporation d/b/a CenturyLink QC for Approval of an Amendment to its Interconnection Agreement with Zayo Group, LLC; Case No. QWE-T-24-03.

7. Action Item: Johan Kalala-Kasanda's July 23, 2024, Decision Memorandum re: In the Matter of Direct Communications Rockland, Inc.'s Application for the 2023 Broadband Equipment Tax Credit; Case No. DCM-T-24-01.

8. Action Item: Michael Louis's July 23, 2024, Decision Memorandum re: In the Matter of Revisions to Schedule 84; Large General, Large Power, and Irrigation On-Site Generation; Tariff Advice No. IPC-TAE-E-24-02.

Commissioner Anderson made a motion to approve Staff's recommendations for Items 2-8 under the Consent Agenda. A vote was taken on the motion and it carried unanimously.

The next order of business was **MATTERS IN PROGRESS:**

9. Action Item: Adam Triplett's July 23, 2024, Decision Memorandum re: In the Matter of Capitol Water Corporation's Application to Increase Its Rates and Charges for Water Service in the State of Idaho; Case No. CAP-W-24-01.

Adam Triplett presented the decision memorandum regarding Capital Water Corporation's application to increase its rates. Staff discovered incorrect billing practices dating back to at least 2022. Further investigation and potential corrective actions, including refunds, will be recommended after the investigation is completed.

Commissioner Anderson made a motion to issue an interlocutory order directing the company to ensure all its customers are properly charged the rates set forth in its Commission approved tariff. A vote was taken on the motion and it carried unanimously.

10. Action Item: Adam Triplett's July 23, 2024, Decision Memorandum re: Investigation into Dry Creek Water Company, LLC, Owner of a Water Supply and Distribution System; Case No. DRY-W-24-01.

Adam Triplett presented a decision memorandum regarding the investigation into whether Dry Creek Water Company LLC should be regulated as a public utility. The company requested an additional 60 days to file reply comments, citing productive discussions with staff.

Commissioners Anderson and Hammond expressed concerns about the lack of detail and the lateness of the filing.

Commissioner Anderson made a motion to grant the company 10 days to file additional information supporting their motion, vacating the current comment deadline, and taking up the matter again in two weeks. A vote was taken on the motion and it carried unanimously.

The next order of business was **FULLY SUBMITTED MATTERS:**

11. Deliberation Memorandum re: In the Matter of Idaho Power Company’s Application for Approval of a First Amendment to the Energy Sales Agreement for the Sale and Purchase of Electric Energy from the Shoshone Hydro Project; Case No. IPC-E-24-21 [Michael Duval, Attorney].

12. Deliberation Memorandum re: In the Matter of Rocky Mountain Power’s Application to Complete the Study Review Phase of the Costs and Benefits of On-Site Customer Generation; Case No. PAC-E-23-17 [Michael Duval, Attorney].

13. Deliberation Memorandum re: In the Matter of Fybercom LLC’s Application for a Certificate of Public Convenience and Necessity to Provide Telecommunications Services in Idaho; Case No. FYB-T-24-01 [Michael Duval, Attorney].

14. Deliberation Memorandum re: In the Matter of Avista Corporation and Ford Hydro Limited Partnership’s Joint Petition for Approval of a Power Purchase Agreement; Case No. AVU-E-24-06 [Michael Duval, Attorney].

15. Deliberation Memorandum re: In the Matter of VP Inc.’s Application for a Certificate of Public Convenience and Necessity and to Increase Its Rates and Charges for Water Service in the State of Idaho; Case No. VPI-W-24-01 [Adam Triplett, Attorney].

16. Deliberation Memorandum re: In the Matter of Syringa Water Inc.’s Application for a Certificate of Public Convenience and Necessity; Case No. SWI-W-24-01 [Adam Triplett, Attorney].

Commissioner Anderson stated that Item 12 under Fully Submitted Matters would be deliberated privately.

Commissioner Anderson stated there was no further business before the Commission and the meeting was adjourned.



COMMISSION SECRETARY

7/30/2024

DATE OF APPROVAL