

RECEIVED 2018 DEC 27 PM 3: 59 IDAHO PUBLIC UTILITIES COMMISSION

NATALIE CAMACHO MENDOZA INTERIM BOISE CITY ATTORNEY

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Attorney for Intervenor

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE JOINT APPLICATION OF SUEZ WATER IDAHO AND EAGLE WATER COMPANY FOR THE ACQUISITION OF EAGLE WATER COMPANY Case Nos. SUZ-W-18-02 EAG-W-18-01

CITY OF BOISE CITY'S PETITION FOR LEAVE TO INTERVENE

COMES NOW, the city of Boise City, herein referred to as "Intervenor," and pursuant to Rules 71 through 73 of the Rules of Procedure of the Idaho Public Utility Commission (IDAPA 31.01.01.71 - 31.01.0.73) and, pursuant to that Joint Application filed on November 15, 2018, and Notice of Joint Application and Notice of Intervention Deadline, Order No. 34203, filed on December 7, 2018, hereby petitions the Commission for leave to intervene herein and to appear and participate as a party, and as basis therefore states as follows:

1. The name and address of this Intervenor is:

City of Boise City 150 N. Capitol Blvd. P.O. Box 500

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Boise, ID 83701-0500

2. Copies of all pleadings, production requests, production responses, Commission orders and other documents should be provided to Abigail R. Germaine at:

Abigail R. Germaine Deputy City Attorney BOISE CITY ATTORNEY'S OFFICE 150 N. Capitol Blvd. P.O. Box 500 Boise, Idaho 83701-0500 Telephone: (208) 608-7950 Facsimile: (208) 384-4454 Idaho State Bar No. 9231 Email: agermaine@cityofboise.org

3. The Intervenor, the city of Boise City, is a Municipal Corporation organized under the laws of the state of Idaho.

4. The Intervenor has a direct and substantial interest in this matter as Suez Water Idaho Inc. ("Suez") is the Intervenor's franchised potable water service provider for Boise City. As Suez is the Intervenor's water service provider, the Intervenor desires to ensure its citizens and residents are not financially impacted by this sale and acquisition. Likewise, the Intervener has an interest in guaranteeing its residents' level of service will also not be affected. The outcome of this proceeding may affect environmental, health, and economic issues of Boise City and its citizens.

5. Without the opportunity to intervene herein, the Intervenor would be without any means of participation in this proceeding which could have an impact on the rates that it and its citizens pay for potable water service. If allowed to intervene, the Intervenor will participate in the proceedings and appear in all matters as may be necessary and appropriate; present evidence; call and examine witnesses; present argument; and otherwise fully participate in these proceedings.

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6. Granting the Intervenor's petition to intervene will not unduly broaden the issues, nor will it prejudice any party to this case.

7. Intervenor intends to fully participate in this matter as a party. The nature and quality of the Intervenor's intervention in this proceeding is dependent upon the nature and effect of other evidence in this proceeding. The Intervenor requests that the Commission issue a timely order granting or denying this Petition for Leave to Intervene following the seven-day opposition period set forth in IDAPA 31.01.01.075. The Petitioner also reserves its right to file for intervenor funding, depending upon the amount of time and resources involved in this matter pursuant to IDAPA 31-01.01.161-165.

WHEREFORE, the Intervenor, the city of Boise City, respectfully requests that this Commission grant this Petition for Leave to Intervene.

DATED this ______ day of December 2018.

J. Humini Germaine

Abigail/R. Germaine Deputy City Attorney

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CERTIFICATE OF SERVICE

I hereby certify that I have on this 27 day of December 2018, served the foregoing documents on all parties of counsel as follows:

Michael Creamer, Esq. U.S. Mail Givens Pursley LLP Personal Delivery 601 W. Bannock St. **D**₁ Facsimile **E**lectronic P.O. Box 2720-83701 Other: Boise, ID 83702 mcc@givenspursley.com Mr. Marshall Thompson U.S. Mail Personal Delivery SUEZ Water Idaho Inc. 8248 West Victory Road □ / Facsimile Electronic Boise, ID 83709 • Other: marshall.thompson@suez.com U.S. Mail Mr. Robert DeShazo Personal Delivery Eagle Water Company, Inc. 188 West Water Company, Inc. **G** Facsimile Eagle, ID 83616 Electronic • Other: _____ U.S. Mail Nr. N.L. Bangle 188 West State Street Personal Delivery Eagle, ID 83616 **D** Facsimile **É** Electronic nbangle@h2o-solutionsllc.net Other: U.S. Mail Diane Hanian **Commission Secretary** Personal Delivery Idaho Public Utilities Commission **Facsimile** v Z 472 West Washington Electronic Boise, ID 83702 Other: diane.holt@puc.idaho.gov U.S. Mail City of Eagle c/o Cherese D. McLain Personal Delivery MSBT Law, Chtd. **G** Facsimile 7699 West Riverside Drive Electronic Boise, ID 83714 Other:

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cdm@msbtlaw.com

Stan Ridgeway Mayor City of Eagle 660 East Civic Lane Eagle, ID 83616 <u>sridgeway@cityofeagle.org</u> <u>sbergmann@cityofeagle.org</u>

- U.S. Mail
- Personal Delivery
- □/ Facsimile
- **Electronic**
- Other:

mi

Abigail R. Germaine Deputy City Attorney