

DECISION MEMORANDUM

**TO: COMMISSIONER ANDERSON
COMMISSIONER HAMMOND
COMMISSIONER LODGE
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL**

**FROM: DAYN HARDIE
DEPUTY ATTORNEY GENERAL**

DATE: OCTOBER 31, 2023

**SUBJECT: IN THE MATTER OF FALLS WATER CO., INC.'S APPLICATION FOR
THE AUTHORITY TO INCREASE ITS RATES AND CHARGES FOR
WATER SERVICE IN THE STATE OF IDAHO; CASE NO. FLS-W-23-01.**

On May 12, 2023, Falls Water Co., Inc., (“Company”) applied to the Idaho Public Utilities Commission (“Commission”) for authorization to raise the rates it charges for water service. The Company requests an approximate 44.3% increase in revenue collected and a 7.71% rate of return. The Company requested a July 1, 2023, effective date.

On June 5, 2023, the Commission issued a Notice of Application, Notice of Intervention Deadline, and suspended the Company’s proposed effective date for 30 days plus five months pursuant to *Idaho Code* § 61-622. Order No. 35806. No other party intervened.

On August 2, 2023, the Commission issued a Notice of Customer Workshop, and a Notice of Modified Procedure establishing an October 12, 2023, deadline for public comments and November 2, 2023, Company reply deadline. Order No. 35872.

On September 7, 2023, the Commission issued a Notice of Customer Hearing for October 23, 2023. Order No. 35914.

On October 13, 2023, the Commission issued a Notice of Amended Comment Deadline moving the public comment deadline to October 26, 2023. Order No 35960.

On October 20, 2023, the Commission issued a Notice of Vacated Customer Hearing and a Notice of Continued Suspension changing the suspended effective date until December 15, 2023. Order No. 35963.

At the Commission’s October 24, 2023, Decision Meeting, Staff presented a Decision Memorandum recommending the Commission vacate the October 26, 2023, public comment

deadline and November 2, 2023, Company reply deadline. The Commission approved this recommendation on its consent agenda. An order is forthcoming which will memorialize the Commission's decision.


On October 27, 2023, Falls Water filed a Motion to Approve the Proposed Settlement that was entered into between Staff and Falls Water.

STAFF RECOMMENDATION

Staff recommends the Commission issue a Notice of Proposed Settlement and establish comment deadlines for interested persons to comment on the proposed settlement. Staff recommends a November 15, 2023, public comment deadline and a November 22, 2023, Company reply deadline. Staff also recommends the Commission schedule a customer hearing to allow customers an opportunity to comment on the proposed settlement.

COMMISSION DECISION

Does the Commission wish to issue a Notice of Proposed Settlement, establish public comment and Company reply deadlines, and schedule a customer hearing?



Dayn Hardie
Deputy Attorney General

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