

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF GEM STATE WATER) CASE NO. GSW-W-22-01
COMPANY LLC’S APPLICATION FOR AN)
ORDER AUTHORIZING AN INCREASE IN)
ITS RATES AND CHARGES FOR WATER) ORDER NO. 35708
SERVICE IN THE STATE OF IDAHO)
)

On July 21, 2022, Gem State Water Company, LLC (“Company” or “Gem State”) applied to the Idaho Public Utilities Commission (“Commission”) for authorization to increase its rates and charges for water service.

On March 1, 2023, the Commission issued Order No. 35692 approving an annual revenue requirement for the Company of \$789,004 and a corresponding rate design. Order No. 35692 at 16, Attachment 2, “Gem State Water, Approved Rates.” The Commission directed the Company to “submit tariffs in compliance with the rates and charges identified in this Order no later than fourteen (14) days from the service date of this Order”—that is, by March 15, 2023. Order No. 35692 at 16.

On March 13, 2023, the Company submitted a “Petition for Clarification or Reconsideration” (“Petition”) explaining that “calculations related to taxes were not adjusted” in Order No. 35692. Petition at 1. As a result of this “oversight,” the Company explained that the Commission’s approved revenue requirement was incorrectly calculated. *Id.* at 2.

On March 13, 2023, Staff and the Company filed a joint motion to Extend the Deadline to File Conforming Tariffs and for Procedural Relief (“Motion”), which the Commission granted on the record at its March 14, 2023, Decision Meeting.

COMMISSION FINDINGS

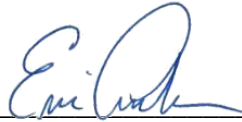
The Commission has jurisdiction over “every corporation or person, their lessees, trustees, receivers or trustees, appointed by any court whatsoever, owning, controlling, operating or managing any water system for compensation within this state.” *Idaho Code* § 61-125. A “water corporation” as defined in *Idaho Code* § 61-125 is a “public utility” as defined by *Idaho Code* § 61-129. The Commission may, by order, alter or amend any “decision made by it[,]” *Idaho Code* § 61-624, and excuse any public utility from complying with a requirement of an order or stay or postpone the enforcement of an order. *Idaho Code* § 61-626(3)

The Commission finds that staying the part of Order No. 35692 directing the Company to submit conforming tariffs until after the Commission makes a final determination on the Company's Petition is reasonable and efficient. The Commission notes that all the parties support extending the deadline.

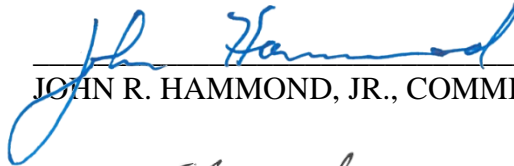
ORDER

IT IS HEREBY ORDERED that the Motion is granted. The part of Order No. 35692 directing the Company to submit conforming tariffs by March 15, 2023, is stayed pending a subsequent Commission order.

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 16th day of March 2023.



ERIC ANDERSON, PRESIDENT

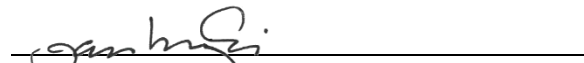


JOHN R. HAMMOND, JR., COMMISSIONER



EDWARD LODGE, COMMISSIONER

ATTEST:


Jan Noriyuki
Commission Secretary

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