

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF GEM STATE WATER ) CASE NO. GSW-W-23-01**  
**COMPANY, LLC’S APPLICATION FOR )**  
**APPROVAL OF THE ACQUISITION OF ) NOTICE OF MODIFIED**  
**THE ASSETS OF THE WATER BUSINESS ) PROCEDURE**  
**OF VALIANT IDAHO, LLC )**  
**) ORDER NO. 35779**  
**)**

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On February 6, 2023, Gem State Water Company, LLC, (“Company” or “Gem State”) applied for Commission approval of its acquisition of the assets of the water supply system of Valiant Idaho, LLC (“Valiant”) and TIC Utilities, LLC (“TIC”) (collectively the “Selling Parties”). Application, 1. The Company requests the Idaho Public Utilities Commission (“Commission”) find this transaction consistent with the public interest and amend its Certificate of Public Convenience and Necessity (“CPCN”) No. 293<sup>1</sup> to include the service areas of the Selling Parties or issue a new CPCN authorizing the Company to provide water service to the areas served by the Selling Parties. *Id.* at 1, 6, 8.

On February 27, 2023, the Commission issued a Notice of Application, and Notice of Intervention Deadline. Order No. 35690. No one intervened.

With this Order, the Commission now establishes comment deadlines for interested persons and the Company’s reply.

**NOTICE OF MODIFIED PROCEDURE**

YOU ARE HEREBY NOTIFIED that the Commission has determined that the public interest may not require a formal hearing in this matter, and it will review the case through written submissions under the Commission’s Rules of Modified Procedure Rules 201-204 of the Idaho Public Utilities Commission’s Rules of Procedure, IDAPA 31.01.01.201-204. The Commission notes that Modified Procedure and written comments have proven to be an effective means for obtaining public input and participation.

YOU ARE FURTHER NOTIFIED that persons desiring to state a position on this Application may file a written comment explaining why they support or oppose the Application. Persons who would like a hearing must specifically request a hearing in their written comments.

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<sup>1</sup> Gem State operates water systems under CPCN No. 293 that were previously owned by Spirit Lake East Water Company and Lynnwood Water.

**Persons shall have until June 22, 2023, to file written comments.** Comments must be filed through the Commission’s website or by e-mail unless computer access is unavailable. To comment electronically, please access the Commission’s website at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click the “Case Comment Form” and complete the form using the case number as it appears on the front of this document. To file by e-mail, the customer must e-mail the comments to the Commission Secretary and the Company at the e-mail addresses listed below. If computer access is unavailable, then comments may be mailed to the Commission and Company at these addresses:

**For the Idaho PUC:**

Commission Secretary  
Idaho Public Utilities Commission  
P.O. Box 83720  
Boise, ID 83720-0074  
[secretary@puc.idaho.gov](mailto:secretary@puc.idaho.gov)

Street Address for Express Mail:

11331 W. Chinden Blvd.  
Building 8, Suite 201-A  
Boise, ID 83714

**For Gem State Water Company:**

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Rebecca M. Fitz  
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Portland, OR 97204  
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**YOU ARE FURTHER NOTIFIED** that the Company must file any reply comments **by July 6, 2023.**

**YOU ARE FURTHER NOTIFIED** that if no written comments or protests are received within the time limit set, the Commission will consider this matter on its merits and enter its order without a formal hearing. If written comments are received within the time limit set, the Commission will consider them and, in its discretion, may set the same for formal hearing.

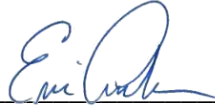
**ORDER**

**IT IS HEREBY ORDERED** that the Company’s Application be processed by Modified Procedure. Persons interested in submitting written comments must do so by June 22, 2023. The Company must file any reply comments by July 6, 2023

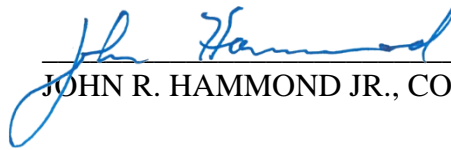
**IT IS FURTHER ORDERED** that parties comply with Order No. 35375, issued April 21, 2022. Generally, all pleadings should be filed with the Commission electronically and will be deemed timely filed when received by the Commission Secretary. *See* Rule 14.02. Service between

parties should continue to be accomplished electronically when possible. However, voluminous discovery-related documents may be filed and served on CD-ROM or a USB flash drive.


DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 11<sup>th</sup> day of May 2023.



ERIC ANDERSON, PRESIDENT

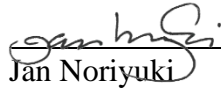


JOHN R. HAMMOND JR., COMMISSIONER



EDWARD LODGE, COMMISSIONER

ATTEST:



Jan Noriyuki  
Commission Secretary

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