



documentation within 180 days. The Company's other obligations under Order No. 35971 were to be fulfilled after the transaction with the Selling Parties closed. For example, the Company was to establish a separate tariff for the Selling Parties' water system within 90 days of closing the transaction. Because the Company will not purchase the Selling Parties' water system, none of the Company's post-closing obligations will be triggered and amending the Company's CPCN is unnecessary. Accordingly, we find it reasonable to release the Company of any outstanding obligations under Order No. 35971.

However, termination of the purchase agreement creates an additional issue for this Commission to address. Specifically, the Company's Application indicates that the Selling Parties are not operating as a Commission regulated water utility despite potentially meeting the criteria of a utility that falls within the Commission's jurisdiction. Thus, termination of the agreement to purchase the Selling Parties' water system leaves that system in the control of entities of uncertain regulatory status. Accordingly, we direct Staff to once again contact the Selling Parties to inquire into their regulatory status. If Staff determines that additional action by the Commission is necessary, Staff shall make that recommendation in a separate proceeding. As there are no other outstanding matters in this case, we direct that it be closed.

### **ORDER**

IT IS HEREBY ORDERED that Gem State Water Company, LLC is relieved of any outstanding obligations imposed in Order No. 35971 and this docket shall be closed.

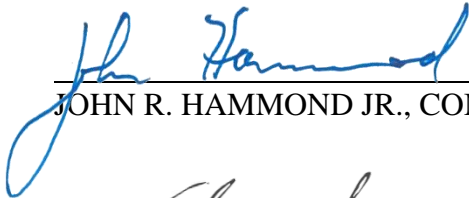
IT IS FURTHER ORDERED that Commission Staff shall contact representatives of Valiant and TIC regarding their current regulatory status. If additional Commission action is necessary in that regard, that recommendation will be made in a separate proceeding.

THIS IS A FINAL ORDER. Any person interested in this Order may petition for reconsideration within twenty-one (21) days of the service date upon this Order regarding any matter decided in this Order. Within seven (7) days after any person has petitioned for reconsideration, any other person may cross-petition for reconsideration. *Idaho Code* §§ 61-626.

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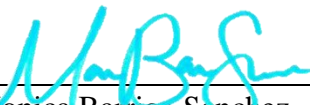
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho, this 23<sup>rd</sup> day of February 2024.

  
ERIC ANDERSON, PRESIDENT

  
JOHN R. HAMMOND JR., COMMISSIONER

  
EDWARD LODGE, COMMISSIONER

ATTEST:

  
Monica Barrios-Sanchez  
Commission Secretary

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