

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION) CASE NO. MNV-W-19-01
OF MORNING VIEW WATER COMPANY)
FOR AUTHORITY TO INCREASE ITS) NOTICE OF APPLICATION
RATES AND CHARGES FOR WATER)
SERVICE IN IDAHO) NOTICE OF
) INTERVENTION DEADLINE
)
) ORDER NO. 34361

On June 5, 2019, Morning View Water Company (“Morning View” or “Company”) applied to increase its rates and charges for water service. The Company proposes a June 30, 2019 effective date.

NOTICE OF APPLICATION

YOU ARE HEREBY NOTIFIED that Morning View’s Application states the Company needs a rate increase for three reasons. First, the Company claims water usage is down because many users are choosing not to water their lawns during the summer. Second, the Company claims its previous rate case failed to provide the Company with an adequate rate of return. *See* Commission Case No. MNV-W-16-01. The Company claims it has “been operating at a negative every year since” the rate case, and the Company’s owners have had to “subsidize the entire water system with personal retirement funds due to the failure of the previous rate case.” Third, the Company claims it is facing unanticipated expenses, including water testing, a pipeline repair, and other “expenses not considered in the previous rate case.”

YOU ARE FURTHER NOTIFIED that the Company’s Application does not comply with the Commission’s filing requirements. *See* IDAPA 31.01.01.052.02 and 121 (specifying the information to be included in an application). Nevertheless, the Company is small. And Commission Staff notes it has worked with the Company in other cases to obtain necessary information and that it can do so again here to obtain information needed to develop just and reasonable rates. *See* June 20, 2019 Staff Decision Memorandum. For this reason, and to help secure a just, speedy, and economical determination of this case, we find it is impracticable, unnecessary or not in the public interest to require the Company to comply with the above-referenced rules relating to the contents of its Application. IDAPA 31.01.01.013 (Commission

may allow a company to deviate from the rules of procedure if complying with them would be impracticable, unnecessary, or not in the public interest).

YOU ARE FURTHER NOTIFIED that the Commission Staff is undertaking an audit and investigation of the Company's Application and all documents and files relevant to this matter.

YOU ARE FURTHER NOTIFIED that Commission Staff will assist the Company to prepare a Customer Notice and press release that will comply with the Commission's minimum requirements. *See* IDAPA 31.01.01.125.

YOU ARE FURTHER NOTIFIED that the Application and other documents filed with the Commission are available for public inspection during regular business hours at the Commission's office. The Application and documents are also available on the Commission's web site at www.puc.idaho.gov. Under the "Water" heading, click on "Open Cases," and then click on the case number as shown on the front of this document.

YOU ARE FURTHER NOTIFIED that **the Commission has designated this case as a general rate case**. As such, the Company's intrastate revenue requirement, and every component of it, both rate base and expense, are at issue. The Commission may grant, deny, or modify the revenue requirement requested and may find a revenue requirement different from that proposed by any party is just, fair and reasonable. IDAPA 31.01.01.124.01.

YOU ARE FURTHER NOTIFIED that all of the Company's retail rates and charges, both recurring and non-recurring, including those of special contract customers, are at issue, and every component of every existing and proposed rate and charge is at issue. The Commission may approve, reject or modify the rates and charges proposed and may find that rates and charges different from those proposed by any party are just, fair and reasonable. IDAPA 31.01.01.124.02.

YOU ARE FURTHER NOTIFIED that the Commission may approve, reject or modify existing or proposed relationships between and among rates and charges within, between or among customer classes or rate groupings and may approve, reject or modify existing or proposed relationships among and between customer classes or rate groupings. *Id.*

YOU ARE FURTHER NOTIFIED that the Commission may abolish, reduce or create rate blocks or categories of rates and charges, abolish, create or reduce components of rates and charges, abolish, reduce or create customer classes or rate groupings, and abolish, reduce or create absolute or relative differences among and between existing classes or rate groupings of customers. *Id.*

YOU ARE FURTHER NOTIFIED that the tariffs, practices, rules and regulations, service, instrumentalities, equipment, facilities, classifications, and customer relations of the utility are at issue, and the Commission may address any of them in its order. *Id.*

YOU ARE FURTHER NOTIFIED that the Commission has jurisdiction over Morning View, its filing, and the issues pertaining to this case pursuant to Title 61 of the Idaho Code and specifically *Idaho Code* §§ 61-501, -502, -507, -520, -523, and -622 .

YOU ARE FURTHER NOTIFIED that all proceedings in this matter will be conducted pursuant to the Commission's Rules of Procedure, IDAPA 31.01.01.000 *et seq.*

SUSPENSION OF PROPOSED EFFECTIVE DATE

Because Morning View's Application was only filed on June 5, 2019, the Commission finds that an effective date of June 30, 2019 does not provide adequate time for Commission Staff to audit and prepare a revenue requirement, rate design, and an updated tariff. Pursuant to *Idaho Code* § 61-622, the Commission hereby suspends the proposed changes for a period of thirty (30) days and five (5) months or until such time as the Commission enters an order accepting, rejecting or modifying the proposed rate increases.

NOTICE OF INTERVENTION DEADLINE

YOU ARE FURTHER NOTIFIED that persons desiring to intervene in this matter to obtain parties' rights of participation must file a Petition to Intervene with the Commission pursuant to this Commission's Rules of Procedure 72 and 73, IDAPA 31.01.01.072 and .073. **Persons who wish to intervene as a party must file a Petition to Intervene no later than 21 days after the date of service of this Order.** Persons desiring to present their views without parties' rights of participation are not required to intervene and may present their comments without prior notification to the Commission or the parties.

YOU ARE FURTHER NOTIFIED that the Commission Secretary shall issue a Notice of Parties after the deadline for intervention has passed. The Notice of Parties shall assign exhibit numbers to each party in this proceeding.

YOU ARE FURTHER NOTIFIED that once the Notice of Parties is issued, Commission Staff will informally confer with the parties to discuss a schedule to process this case and other issues as may be raised by the parties.

YOU ARE FURTHER NOTIFIED that the following person is designated as the Company's representative in this matter:

NOTICE OF APPLICATION
NOTICE OF INTERVENTION DEADLINE
ORDER NO. 34361

Nolan Gneiting, Owner
Morning View Water Company
PO Box 598
Rigby, ID 83442
E-mail: morningviewwater@gmail.com

YOU ARE FURTHER NOTIFIED that all hearings and prehearing conferences in this matter will be held in facilities meeting the accessibility requirements of the Americans with Disabilities Act (ADA). Persons needing the help of a sign language interpreter or other assistance in order to participate in or to understand testimony and argument at a public hearing may ask the Commission to provide a sign language interpreter or other assistance at the hearing. The request for assistance must be received at least five (5) working days before the hearing by contacting the Commission Secretary at:

IDAHO PUBLIC UTILITIES COMMISSION
PO BOX 83720
BOISE, IDAHO 83720-0074
(208) 334-0338 (Telephone)
(208) 334-3762 (FAX)
E-mail: secretary@puc.idaho.gov

ORDER

IT IS HEREBY ORDERED that the June 30, 2019 effective date that Morning View Water Company proposes for its rate increases shall be suspended for a period of 30 days plus 5 months pursuant to the Commission's authority under *Idaho Code* § 61-622(4).

IT IS FURTHER ORDERED that the Company is permitted to deviate from IDAPA 31.01.01.052.02 and 121 with respect to the contents of its Application; the Application is sufficient to initiate this proceeding.

IT IS FURTHER ORDERED that persons desiring to intervene in this case for the purpose of obtaining parties' rights of participation must file a Petition to Intervene with the Commission, pursuant to Rules 72 and 73, IDAPA 31.01.01.72-73, no later than 21 days after the service date of this Order.

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this *27th*
day of June 2019.



PAUL KJELLANDER, PRESIDENT

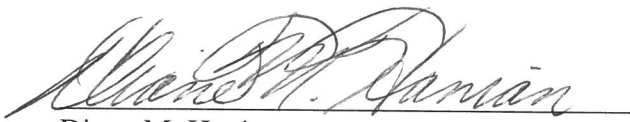


KRISTINE RAPER, COMMISSIONER



ERIC ANDERSON, COMMISSIONER

ATTEST:



Diane M. Hanian
Commission Secretary

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