..BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

INVESTIGATION INTO ROLLING HILLS ACRES DIVISION II, LLC, OWNER OF A WATER SUPPLY AND DISTRIBUTION SYSTEM	))))))	**CASE NO. RHA-W-26-01** **NOTICE OF MODIFIED PROCEDURE** **ORDER NO. 37203**

Rolling Hills Acres Division II, LLC, ("Company") is a private water utility located in Jefferson County near Rigby, Idaho. The Company provides water service to 47 connections. The Company is not currently regulated by the Idaho Public Utilities Commission ("Commission") and does not possess a Certificate of Public Convenience and Necessity.

At the Commission's August 4, 2026, Decision Meeting, Commission Staff ("Staff") recommended the Commission open a docket to formally investigate whether the Company is operating as a public utility that should be regulated by the Commission.

On September 8, 2026, the Commission issued Order No. 37156, directing Staff to investigate the facts surrounding the regulatory status of the Company and to file a written recommendation with the Commission concerning the investigation.

The Commission now issues this Notice of Modified Procedure establishing written comment deadlines.

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 that it will proceed under Modified Procedure pursuant to the Commission's Rules of Procedure 201–204, 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 the person supports or opposes the Application. Persons who would like a hearing must specifically request a hearing in their written comments and explain why written comments alone are insufficient. **Persons interested in filing written comments must do so by December 1, 2026.** 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. 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, persons must e-mail the comments to the Commission Secretary and all parties at the e-mail addresses listed below. Persons submitting a comment by e-mail must provide their name, address, and the Case Number under which they are commenting. Persons submitting a comment by e-mail also acknowledge that submitting a comment in an open case constitutes a public record under *Idaho Code* § 74-101(13) and that all information provided by such person is available for public and media inspection.

If computer access is unavailable, then comments may be mailed to the Commission and the Parties at the addresses below. Persons submitting a comment by mail must provide their name, address, and the Case Number under which they are commenting. Persons submitting a comment by mail also acknowledge that submitting a comment in an open case constitutes a public record under *Idaho Code* § 74-101(13) and that all information provided by such person is available for public and media inspection.

For the Idaho Public Utilities Commission:	**For the Company:**
Commission Secretary Idaho Public Utilities Commission P.O. Box 83720 Boise, ID 83702-0074 secretary@puc.idaho.gov	Marshall Egan, Manager Rolling Hills Acres Division II, LLC P.O. Box 555 Ucon, ID 83454-0555 egan@ida.net

YOU ARE FURTHER NOTIFIED that **the Company must file any reply comments by December 15, 2026.**

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 final 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 this Application be processed under Modified Procedure. Persons interested in submitting written comments must do so by December 1, 2026. The Company must file any reply comments by December 15, 2026.

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. 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 21st day of October 2026.

EDWARD LODGE, PRESIDENT

JOHN R. HAMMOND JR., COMMISSIONER

DAYN HARDIE, COMMISSIONER

ATTEST:

Monica Barrios-Sanchez
Commission Secretary
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