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Attorneys for SUEZ Water Idaho Inc.

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE JOINT
APPLICATION OF SUEZ WATER
IDAHO AND EAGLE WATER
COMPANY FOR THE ACQUISITION
OF EAGLE WATER COMPANY

**Case Nos. SUZ-W-18-02/
EAG-W-18-01**

MOTION FOR APPROVAL OF STIPULATION
AND SETTLEMENT

SUEZ Water Idaho Inc., (“SUEZ Water,” or “Company”), Eagle Water Company, Inc. (“Eagle Water Company”), and the Idaho Public Utilities Commission Staff (“Staff”), hereby move the Idaho Public Utilities Commission (“Commission”) for an Order accepting the Stipulation and Settlement filed herewith. IDAPA 31.01.01.56, .272, .274. This motion is based on the following.

1. On June 8, 2021, SUEZ Water and Eagle Water Company filed an Amendment to Joint Application requesting approval of a transaction under which SUEZ Water would acquire the assets of Eagle Water Company (the “Transaction”).

2. In Order No. 35104, the Commission provided notice of the amended application, indicated that the case would proceed after being stayed for a period, and set a deadline for intervention. No additional parties intervened, and the Commission issued a Second Amended Notice of Parties on August 23, 2021.

3. In Order No. 35160, the Commission gave notice that the case would be

processed by modified procedure; scheduled deadlines for comments; and scheduled a public workshop and customer hearing.

4. During the course of this case, Staff and other parties propounded production requests upon SUEZ Water, Eagle Water Company, and other parties.

5. The parties to the case scheduled and attended three settlement meetings and one accounting workshop to discuss possible settlement of this case. After these settlement meetings, as a compromise of positions in this case, to obtain the benefits of the Transaction for SUEZ Water and Eagle Water Customers, and for other considerations as set forth below, the Parties agree to the terms of the Stipulation and Settlement filed along with this Motion.

6. The Parties recommend that the Commission grant this Motion and approve the Stipulation and Settlement in its entirety, without material change or condition, pursuant to IDAPA 31.01.01.274.

7. In light of the proposed Stipulation and Settlement, the Parties respectfully request that the Commission issue a Notice of Proposed Settlement and schedule further proceedings to allow for expeditious processing of this case, taking into account the need for comments and involvement from members of the public.

8. The Parties agree that the Stipulation and Settlement is in the public interest and that all of its terms and conditions are fair, just and reasonable and consistent with law.

NOW, THEREFORE, the Parties respectfully request that the Commission issue an order

1. Granting this Motion and accepting the Stipulation and Settlement in its entirety, without material change or condition; and

2. Authorizing the Company to implement revised tariff schedules as necessary to implement the terms of the Stipulation and Settlement.

DATED: October 8th, 2021

SUEZ Water Idaho Inc.



By: _____

Michael C. Creamer
Preston N. Carter
Givens Pursley LLP
Attorneys for SUEZ Water Idaho Inc.


Eagle Water Company, Inc.

By:  _____

Molly O'Leary
BizCounselor@Law, PLLC
Attorneys for Eagle Water Company, Inc.

DATED: October 8th, 2021

IDAHO PUBLIC UTILITIES COMMISSION
STAFF

By:  _____

Dayn Hardie
Deputy Attorney General

CERTIFICATE OF SERVICE

I certify that on 8th day of October, 2021, a true and correct copy of the foregoing was served upon all parties of record in this proceeding via electronic mail as indicated below:

Jan Noriyuki Commission Secretary Idaho Public Utilities Commission P.O. Box 83720 Boise, Idaho 83720-0074 <i>IPUC</i>	<input type="checkbox"/> by U.S. Mail <input type="checkbox"/> by Personal Delivery (Original & 3 copies) <input type="checkbox"/> by Facsimile <input checked="" type="checkbox"/> by E-Mail secretary@puc.idaho.gov jan.noriyuki@puc.idaho.gov
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Dayn Hardie Erick Shaner Deputy Attorneys General Idaho Public Utilities Commission P.O. Box 83720 Boise, Idaho 83720-0074 <i>Attorneys for IPUC</i>	<input type="checkbox"/> by U.S. Mail <input type="checkbox"/> by Personal Delivery <input type="checkbox"/> by Facsimile <input checked="" type="checkbox"/> by E-Mail dayn.hardie@puc.idaho.gov erick.shaner@puc.idaho.gov
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Marshall Thompson SUEZ Water Idaho Inc. 8248 W. Victory Road Boise, Idaho 83709 <i>SUEZ Water Idaho Inc.</i>	<input type="checkbox"/> by U.S. Mail <input type="checkbox"/> by Personal Delivery <input type="checkbox"/> by Facsimile <input checked="" type="checkbox"/> by E-Mail marshall.thompson@suez.com
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Molly O'Leary BizCounselor@Law, PLLC 1775 W. State St. #150 Boise, ID 83702 <i>Counsel for Eagle Water Company</i>	<input type="checkbox"/> by U.S. Mail <input type="checkbox"/> by Personal Delivery <input type="checkbox"/> by Facsimile <input checked="" type="checkbox"/> by E-Mail molly@bizcounseloratlaw.com
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Robert V. DeShazo, Jr. Eagle Water Company, Inc. P.O. Box 455 Eagle, ID 83616-0455 <i>Petitioner</i>	<input type="checkbox"/> by U.S. Mail <input type="checkbox"/> by Personal Delivery <input type="checkbox"/> by Facsimile <input checked="" type="checkbox"/> by E-Mail eaglewaterco@gmail.com
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N. L. Bangle H2O Eagle Acquisition, LLC 188 W. State Street Eagle, ID 83616	<input type="checkbox"/> by U.S. Mail <input type="checkbox"/> by Personal Delivery <input type="checkbox"/> by Facsimile <input checked="" type="checkbox"/> by E-Mail nbangle@h2o-solutionsllc.net
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Jason Pierce, Mayor City of Eagle 660 E. Civil Lane Eagle, ID 83616 <i>Intervenor City of Eagle</i>	<input type="checkbox"/> by U.S. Mail <input type="checkbox"/> by Personal Delivery <input type="checkbox"/> by Facsimile <input checked="" type="checkbox"/> by E-Mail jpierce@cityofeagle.org tosborn@cityofeagle.org
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