

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE JOINT)	CASE NOS. SUZ-W-18-02
APPLICATION OF SUEZ WATER IDAHO,)	EAG-W-18-01
INC., TO ACQUIRE EAGLE WATER)	
COMPANY)	
<hr/>		ORDER NO. 35283

On November 15, 2018, SUEZ Water Idaho Inc. (“SUEZ”) and Eagle Water Company, Inc. (“Eagle Water”) filed a Joint Application requesting Commission approval of the proposed acquisition of Eagle Water’s assets by SUEZ (“Joint Application”). On December 7, 2018, the Commission issued a Notice of Application and Notice of Intervention Deadline. Order No. 34203.

On March 27, 2019, the Commission granted SUEZ’s unopposed motion for stay, staying the case pending the outcome of litigation at the District Court. Order No. 34292.

On June 8, 2021, Eagle Water and SUEZ filed a motion to recommence proceedings in this docket.

On October 8, 2021, Staff, SUEZ, and Eagle Water filed a proposed stipulation and settlement (“Settlement”) and a joint motion of approval of stipulation and settlement.

On December 9, 2021, the Commission issued a final order approving the Settlement, authorizing SUEZ to amend its CPCN No. 143 to reflect its acquisition of Eagle Water’s service area. Order No. 35247.

On December 21, 2021, SUEZ filed conforming tariffs reflecting the new rates for customers acquired from Eagle Water as approved in Order No. 35247.

On December 28, 2021, the Commission considered Staff’s memo that recommended approval of SUEZ’s conforming tariffs. In its memo, Staff also stated that SUEZ intended to bill customers in the former Eagle Water service area monthly, and to continue billing its SUEZ customers bi-monthly. This distinction was included in the tariffs, but Order No. 35247 was silent on the authorized billing treatment for customers in the former Eagle Water service area. Realizing the potential for confusion regarding the authorized billing treatment for customers in the former Eagle Water service area, we elect to treat Staff’s memo as a petition for clarification and now issue this Order clarifying the authorized billing treatment for those customers in the former Eagle Water service area.

STANDARD OF REVIEW

Any person may petition the Commission to clarify an order under Commission Rule of Procedure 325, IDAPA 31.01.01.325. Petitions for clarification do not suspend or toll the timing requirements for petitions for reconsideration. Petitions for clarification may be combined with petitions for reconsideration.

COMMISSION DECISION AND FINDINGS

After reviewing Staff's petition, we grant the petition. Though Order No. 35247 is silent on the issues addressed in the petition, we wish to clarify that SUEZ may bill its customers in the former Eagle Water service area via monthly billing. The record reflects that this was the intent of SUEZ upon its application. *See* Direct testimony of Marshall Thomson at 11-12. SUEZ may continue to use monthly billing for customers in the former Eagle Water service area until it applies for authority to implement bi-monthly billing for those customers or until the seven-year rate phase-in is completed, whichever is first.

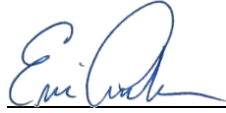
ORDER

IT IS HEREBY ORDERED that Staff's petition for clarification is granted. SUEZ may bill customers in the former Eagle Water service area monthly.

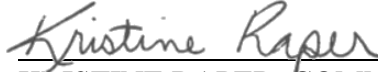
THIS IS A FINAL ORDER. Any person interested in this Order may petition for reconsideration within 21 days of the service date of this Order. Within seven days after any person has petitioned for reconsideration, any other person may cross-petition for reconsideration. *See Idaho Code* § 61-626.

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DONE by order of the Idaho Public Utilities Commission at Boise, Idaho this 30th day of December 2021.



ERIC ANDERSON, PRESIDENT

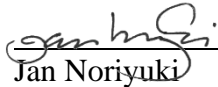


KRISTINE RAPER, COMMISSIONER



PAUL KJELLANDER, COMMISSIONER

ATTEST:



Jan Noriyuki
Commission Secretary

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