

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF AVIMOR’S FORMAL COMPLAINT AGAINST VEOLIA WATER IDAHO, INC.) CASE NO. VEO-W-23-03)) ORDER NO. 35991)
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On October 10, 2023, Avimor, through its General Manager Brad Pfannmuller, (“Avimor” or “Complainant”), lodged a formal complaint against Veolia Water Idaho, Inc. (“Veolia” or “Company”) contending that a 2016 agreement for extension of water service to Lot 23 Block 12 of Avimor Subdivision No. 5 (“2016 Agreement”) between Suez Water Idaho (“SUEZ”)¹ and Avimor should be honored by Veolia (“Complaint”). The Complainant stated that the plan Veolia now proposes includes a main line extension down McLeod Rd. that is different and would cost more than anticipated in the 2016 Agreement. This represents a financial burden to the school which is anticipated to be constructed there by fall 2024. Among several exhibits included with the Complaint, the Complainant referenced Exhibit A (the 2016 Agreement) but did not include Exhibit A.

On October 16, 2023, Avimor filed a Notice of Representation, informing the Commission that Norman Semanko would be representing Avimor in this matter, and an errata to the formal complaint (“Errata”). The Errata contained the 2016 Agreement between SUEZ and Avimor.

On October 19, 2023, the Commission issued a Summons and Complaint directing the Company to respond to the Complaint within 21 days of the service date.²

On November 3, 2023, the Company informally requested a seven-day extension to respond to the Summons and Complaint. The Company cited a conflict of interest with its regular counsel necessitating additional time to retain outside counsel to respond.

On November 6, 2023, Complainant, through its counsel, informally communicated it would take no position on the Company’s request but did iterate that this matter is very important to Avimor and resolution of the matter should not be drawn out to its detriment.

¹ In Order No. 35443, the Commission approved Veolia’s Application to approve the name change of Suez Water Idaho, Inc. to Veolia Water Idaho, Inc.

² The Company received the Summons and Complaint on October 23, 2023, according to the registered mail receipt from USPS. This would make the response due by November 13, 2023.

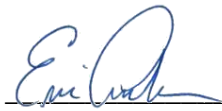
On November 6, 2023, Staff, through its counsel, presented the Company's request for an extension to the Commission noting that neither Staff nor Avimor were taking a position on the Company's response.

ORDER

IT IS HEREBY ORDERED that the Company's request for an extension of one week to respond to the Complaint lodged against it by Avimor is granted. The Company is directed to file its answer by November 20, 2023.

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. *See* 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.

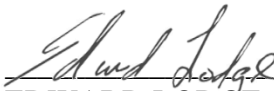
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 9th day of November 2023.



ERIC ANDERSON, PRESIDENT

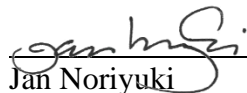


JOHN R. HAMMOND JR., COMMISSIONER



EDWARD LODGE, COMMISSIONER

ATTEST:



Jan Noriyuki
Commission Secretary

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