

DECISION MEMORANDUM

TO: COMMISSIONER KEMPTON
COMMISSIONER SMITH
COMMISSIONER REDFORD
COMMISSION SECRETARY
COMMISSION STAFF

FROM: KRISTINE SASSER
DEPUTY ATTORNEY GENERAL

DATE: OCTOBER 1, 2009

SUBJECT: FALLS WATER COMPANY'S APPLICATION TO INCREASE ITS BASIC RATES AND CHARGES, CASE NO. FLS-W-09-01

On September 16, 2009, the Commission issued a Notice of Public Workshop and Notice of Modified Procedure setting a deadline for comments to be filed no later than October 7, 2009. On September 30, 2009, Commission Staff filed a Motion to Suspend Deadline for Filing Comments.

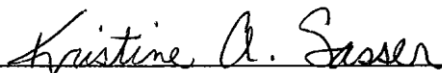
THE MOTION

Commission Staff contends that, due to the nature of this case (i.e., general rate case), the request by Falls Water for a 14.39% increase in revenue, and the demonstrated interest already exhibited by the public in the form of comments to the case, Staff will be unable to adequately audit and review the Company's Application prior to the October 7, 2009, comment deadline.

Staff requests that the Commission suspend the comment deadline until such time as Staff can informally meet with the Company, establish a feasible schedule for the processing of this case, and present the schedule for Commission approval.

COMMISSION DECISION

Does the Commission wish to suspend the October 7, 2009, comment deadline until such time as Staff can meet with the Company to establish a feasible schedule to be presented to the Commission for approval?



Kristine A. Sasser
Deputy Attorney General