

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF THE APPLICATION ) CASE NO. ISW-W-08-01**  
**OF IDAHO SPRINGS WATER COMPANY, )**  
**INC. FOR A CERTIFICATE OF PUBLIC ) NOTICE OF**  
**CONVENIENCE AND NECESSITY ) PUBLIC WORKSHOP**  
)  
) **NOTICE OF**  
) **MODIFIED PROCEDURE**  
)  
) **NOTICE OF PUBLIC HEARING**  
)  
) **ORDER NO. 30524**

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On February 5, 2008, Idaho Springs Water Company filed an Application requesting a Certificate of Public Convenience and Necessity to provide water service as a public utility. The Company currently provides water service within the Arrowrock Subdivision in Kuna to 38 residential customers, 17 connections taking service during the construction of residential dwellings, and 1 customer taking service to water common areas.

On March 3, 2008, the Commission issued a Notice of Application and Intervention Deadline. Order No. 30512. One customer petitioned and was granted intervention status in Order No. 30519. The Commission issued its Notice of Parties on March 26, 2008. Pursuant to Order No. 30512, the parties (the Company, Staff, and Mr. Corvino) met to discuss the scheduling of this case.

Pursuant to the Commission's direction, the parties reached agreement on how the case should be processed and on a proposed schedule. The parties recommended that the case be processed under Modified Procedure with the Commission holding a public hearing in Kuna. The parties also agreed to serve discovery and other documents via e-mail. The parties further agreed that answers to discovery should be provided as soon as possible but no later than 21 days from the date of the discovery request. Finally, the parties proposed that an original and three copies of comments be filed with the Commission Secretary per Rule 61, IDAPA 31.01.01.061.03.

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Based upon our review of the proposed schedule and the recommendations of the parties, the Commission approves the proposed schedule with one exception. In consideration of previous commitments of the Commission, we amend the date for the public hearing to July 1, 2008. The schedule for processing this case is set out below:

<b>Action - Deadline</b>	<b>Date</b>
Company to file financial workpapers	April 7, 2008
Staff/Intervenor deadline for initial discovery	April 10, 2008
Staff public workshop	May 19, 2008
Settlement conference	May 21, 2008
Public/Staff/Intervenor comments due	May 28, 2008
Company (optional) rebuttal due	June 11, 2008
Public Hearing	July 1, 2008

#### **NOTICE OF PUBLIC WORKSHOP**

YOU ARE HEREBY NOTIFIED that the Commission Staff will hold a public workshop for customers of Idaho Springs Water. The purpose of the public workshop is to provide customers with an overview of the Company's Application and dispense information. At the workshop, customers will have an opportunity to ask questions of the Staff regarding the Company's Application. Representatives of the Company may also be available. The Staff will hold its public workshop on **MONDAY, MAY 19, 2008, AT 7:00 P.M., AT KUNA MIDDLE SCHOOL LOCATED AT 1360 BOISE STREET, KUNA, IDAHO.**

YOU ARE FURTHER NOTIFIED that the Application, supporting workpapers, and exhibits have been filed with the Commission and are available for public inspection during regular business hours at the Commission offices. The Application and workpapers are also available on the Commission's Website at [www.puc.idaho.gov](http://www.puc.idaho.gov) under "File Room" and then "Water Cases."

#### **NOTICE OF MODIFIED PROCEDURE**

YOU ARE FURTHER NOTIFIED that the Commission has determined that the public interest may not require a formal technical hearing in this matter and will proceed under Modified Procedure pursuant to the Commission's Rules of Procedure 201 through 204, IDAPA 31.01.01.201 through .204. The Commission notes that Modified Procedure (with written

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comments) and a public hearing have proven to be an effective means for obtaining public input and participation in cases of this nature.

YOU ARE FURTHER NOTIFIED that any person desiring to state a position on this Application may file a written comment in support or opposition with the Commission no later than 21 days from the date of this Order. The comment must contain a statement of reasons supporting the comment. Persons desiring a formal technical hearing in addition to a public hearing must specifically request it in their written comments. Written comments concerning this Application shall be mailed to the Commission and the parties at the addresses reflected below:

Commission Secretary  
Idaho Public Utilities Commission  
PO Box 83720  
Boise, ID 83720-0074

Street Address for Express Mail:

472 W. Washington Street  
Boise, ID 83702-5918

John R. Hammond, Jr.  
Fisher Pusch & Alderman, LLP  
101 S. Capitol Boulevard, Suite 500  
Boise, ID 83702  
E-mail: [jrh@fpa-law.com](mailto:jrh@fpa-law.com)

Trent Nieffenegger  
Idaho Springs Water Company  
PO Box 344  
Meridian, ID 83642  
E-mail: [trent@westparktco.com](mailto:trent@westparktco.com)

Gerald J. Corvino  
11865 W. Tustin Lane  
Kuna, ID 83634-5032  
E-mail: [jerry@apfpower.com](mailto:jerry@apfpower.com)

These comments should contain the case caption and case number shown on the first page of this document. Persons desiring to submit comments via e-mail may do so by accessing the Commission's home page located at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click the "Comments and Questions" icon, and complete the form, using the case number as it appears on the front of this document. These comments must also be sent to Idaho Springs Water and Mr. Corvino at the e-mail addresses listed above.

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 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.

### NOTICE OF PUBLIC HEARING

YOU ARE FURTHER NOTIFIED that a public hearing has been scheduled for **TUESDAY, JULY 1, 2008, AT 7:00 P.M., AT KUNA MIDDLE SCHOOL LOCATED AT 1360 BOISE STREET, KUNA, IDAHO.** The purpose of the public hearing will be for the Commission to take the direct testimony of customers and interested members of the public. Testimony will be recorded and made part of the Commission's formal record for decision in this matter. The Company's customers and any other interested members of the public are encouraged to attend and give testimony.

YOU ARE FURTHER NOTIFIED that all workshops and hearings in this matter will be held in facilities meeting the accessibility requirements of the Americans with Disabilities Act (ADA). Persons needing the help of a sign language interpreter or other assistance in order to participate in or to understand testimony and argument at a public hearing may ask the Commission to provide a sign language interpreter or other assistance at the hearing. The request for assistance must be received at least five (5) working days before the hearing by contacting the Commission Secretary at:

IDAHO PUBLIC UTILITIES COMMISSION  
PO BOX 83720  
BOISE, IDAHO 83720-0074  
(208) 334-0338 (Telephone)  
(208) 334-3762 (FAX)  
E-Mail: [secretary@puc.idaho.gov](mailto:secretary@puc.idaho.gov)

YOU ARE FURTHER NOTIFIED that all proceedings in this matter will be held pursuant to the Commission's jurisdiction under Title 61 of the Idaho Code and specifically *Idaho Code* §§ 61-302, 61-307, 61-502, 61-507, 61-526, 61-528, and 61-623. The Commission may enter any final Order consistent with its authority under Title 61.

YOU ARE FURTHER NOTIFIED that all proceedings in this matter will be conducted pursuant to the Commission's Rules of Procedure, IDAPA 31.01.01.000, *et seq.*

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**ORDER**

IT IS HEREBY ORDERED that the parties comply with the case schedule set out in the body of this Order.

IT IS FURTHER ORDERED that service of discovery and comments between the parties shall be accomplished by electronic mail pursuant to Rule 63, IDAPA 31.01.01.063. The parties shall file an original and three copies of their written comments with the Commission pursuant to Rule 61, IDAPA 31.01.01.061.

IT IS FURTHER ORDERED that this case be processed under Modified Procedure with a public hearing. Interested persons and the parties may file written comments no later than 21 days from the date of this Order. Parties shall present their issues by written comments.

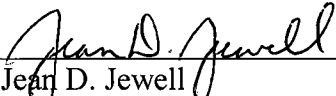
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 9<sup>th</sup> day of April 2008.

  
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MACK A REDFORD, PRESIDENT

  
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MARSHA H. SMITH, COMMISSIONER

  
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JIM D. KEMPTON, COMMISSIONER

ATTEST:

  
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Jean D. Jewell  
Commission Secretary

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