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DECISION MEMORANDUM

**TO: COMMISSIONER KJELLANDER
 COMMISSIONER SMITH
 COMMISSIONER HANSEN
 JEAN JEWELL
 COMMISSION STAFF
 LEGAL**

FROM: LISA NORDSTROM

DATE: JANUARY 10, 2003

**RE: ORDER TO SHOW CAUSE FOR FAILURE TO PAY REGULATORY
 ASSESSMENTS AND MAINTAIN DESIGNATED SERVICE AGENT.**

Idaho Code §§ 61-1001 and 62-611 require public utilities to pay a special regulatory fee in an amount necessary to defray the Commission's supervisory and regulatory expenses. Procedural Rule 16.02 requires all utilities to designate a service agent to receive summonses and complaints and maintain their address on file with the Commission Secretary. IDAPA 31.01.01.016.02.

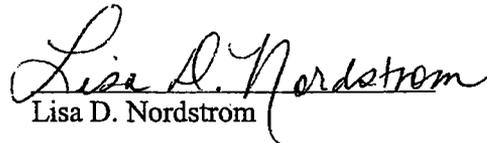
In 2002, Staff sent revenue reporting letters, assessment letters, and late notices to approximately 30 Title 62 companies at their designated addresses, which the U.S. Postal Service later returned to the Commission as "undeliverable." These same companies did not pay their 2002 regulatory assessments.

STAFF RECOMMENDATION

Staff recommends the Commission issue an Order to Show Cause and Notice of Hearing to the companies identified as not maintaining a current service address and not paying their 2002 regulatory assessments. The Commission's Order to Show Cause and Notice of Hearing will then be sent to the identified companies via registered or certified mail. On a date specified in the Notice of Hearing, a hearing officer will conduct an Order to Show Cause hearing to create the record necessary for the Commission to issue an Order revoking the certificates of these companies.

COMMISSION DECISION

Does the Commission wish to issue an Order to Show Cause and Notice of Hearing to companies identified as not maintaining a current address and not paying their 2002 regulatory assessments?


Lisa D. Nordstrom

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