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2006-5-4 10:18
UTILITIES COMMISSION

Sup-w-05-01

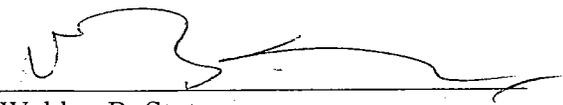
Attorneys for the Respondent on Appeal,
Idaho Public Utilities Commission

IN THE SUPREME COURT OF THE STATE OF IDAHO

UNITED WATER IDAHO INC.,)	
)	SUPREME COURT
Appellant,)	DOCKET NO. 32431
)	
v.)	IPUC CASE NO.
)	UWI-W-04-4
IDAHO PUBLIC UTILITIES COMMISSION,)	
)	IDAHO PUBLIC UTILITIES
Respondent.)	COMMISSION'S MOTION
)	FOR EXTENSION OF TIME
)	TO FILE RESPONDENT'S
)	BRIEF
)	

COMES NOW the Respondent on Appeal, Idaho Public Utilities Commission, and respectfully moves this Court pursuant to Idaho Appellate Rules 34(e) and 46, for an extension of time in which to file the Respondent's Brief in this case. This Motion is based upon the attached Affidavit of Weldon B. Stutzman, Deputy Attorney General, and counsel of record in this appeal. The Commission asserts that there is good cause to grant the requested extension of time.

Respectfully submitted this 4th day of May 2006.


Weldon B. Stutzman
Deputy Attorney General
Attorney for Respondent on Appeal,
Idaho Public Utilities Commission

State of Idaho)
) ss
County of Ada)

AFFIDAVIT OF WELDON B. STUTZMAN

WELDON B. STUTZMAN, being duly sworn and deposed says:

I am counsel of record for the Idaho Public Utilities Commission in this matter, and submit the following information in support of the Commission's Motion for Extension of Time in Which to File the Respondent's Brief pursuant to IAR 34(e).

1. The due date for the Respondent's Brief is currently May 10, 2006.
2. No previous requests for extensions of time have been granted in this matter.
3. No previous requests for extensions of time have been denied or denied in part for this matter.
4. An extension of the filing date for the Respondent's Brief is necessary to allow the Commission sufficient time to properly respond. This matter involves complex questions of regulatory law in the appeal of a large public utility's general rate case before the Commission. Counsel is also currently involved in another general rate case proceeding involving the same parties, currently set for hearing on July 12-14, 2006, before the Commission.
5. The Commission requests a 30-day extension, which would make Respondent's Brief due on June 9, 2006. This would allow sufficient time for Counsel and Commission Staff to complete its pre-filing of direct testimony in the currently pending general rate case and to properly respond to United Water's Appellant's Brief.
6. There has been no stipulation of the parties executed for this application.
7. Appellant United Water Idaho Inc. does not oppose this request for extension of time.
8. If the Commission is granted the extension requested above, this will allow sufficient time for the Commission to file its Respondent's Brief.

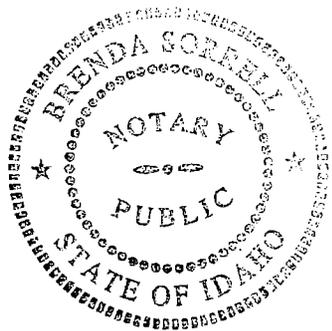


Weldon B. Stutzman,
Deputy Attorney General,
Attorney for Respondent on Appeal,
Idaho Public Utilities Commission

SUBSCRIBED AND SWORN to me this 4th day of May 2006.

Brenda Varney

Notary Public for Idaho, Residing at Boise, Idaho
My Commission expires 5/6/10



CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT I HAVE THIS 4TH DAY OF MAY 2006, SERVED THE FOREGOING **IDAHO PUBLIC UTILITIES COMMISSION'S MOTION FOR EXTENSION OF TIME TO FILE BRIEF**, IN CASE NO. UWI-W-04-4, SUPREME COURT DOCKET NO. 32431 BY MAILING A COPY THEREOF, POSTAGE PREPAID, TO THE FOLLOWING:

MARK GENNARI
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SECRETARY