

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

|   |   |                              |
|---|---|------------------------------|
| <b>IN THE MATTER OF THE APPLICATION</b>   | ) | <b>CASE NO. TTS-W-17-02</b>  |
| <b>OF TETON WATER &amp; SEWER COMPANY</b> | ) |                              |
| <b>FOR AUTHORITY TO ACCESS THE</b>        | ) | <b>NOTICE OF APPLICATION</b> |
| <b>COMPANY’S EMERGENCY RESERVE</b>        | ) |                              |
| <b>ACCOUNT</b>                            | ) | <b>NOTICE OF</b>             |
|   | ) | <b>MODIFIED PROCEDURE</b>    |
|   | ) |                              |
|   | ) | <b>ORDER NO. 33942</b>       |

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On October 13, 2017, Teton Water & Sewer Company submitted a one-page Application requesting the Commission approve access to a reserve fund to pay for two emergency valve repairs—Cluff Lane, at \$3,328.12, and Teton Springs Lodge, at \$5,351.22. The Company included detailed invoices with its Application, and requested that this matter be processed by Modified Procedure.

With this Order the Commission notifies interested persons about the Application, authorizes the use of Modified Procedure, and establishes deadlines for filing written comments.

**BACKGROUND**

In January 2009, the Commission found that the Company was under-capitalized. This occurred because the Company developed its water system using lot sales to recover infrastructure costs. Because the system was funded with contributed capital, the Company had no plant-in-service that qualified for rate base treatment, and thus no earnings should it experience a financial emergency. Order No. 30718. Accordingly, the Commission established an emergency reserve fund, and parameters for access to it, should such an emergency arise. *Id.* The Commission stated, “[t]he reserve fund is to be used only for emergencies and major unplanned capital expenditures (plant repair, maintenance and replacement). It is not intended to . . . fund capital expenditures that should have been planned.” *Id.* at 12.

**NOTICE OF APPLICATION**

YOU ARE HEREBY NOTIFIED that, with this Application, the Company seeks permission to use its emergency reserve fund to pay for two emergency valve repairs that the Company completed in September 2016 and June 2017. The Company claims that the total cost for the repairs was \$8,679.34. The Company provided invoices and pictures to support its claims.

YOU ARE FURTHER NOTIFIED that the Company requests that this Application be processed by Modified Procedure.

YOU ARE FURTHER NOTIFIED that the Application and supporting documents have been filed with the Commission and are available for public inspection during regular business hours at the Commission offices. The Application and testimonies are also available on the Commission's web site at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click on the "File Room" tab at the top of the page, scroll down to "Open Water Cases," and then click on the case number as shown on the front of this document.

YOU ARE FURTHER NOTIFIED that all proceedings in this case will be held pursuant to the Commission's jurisdiction under Title 61 of the Idaho Code, including Idaho Code §§ 61-501 and -503. 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.*

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

YOU ARE FURTHER NOTIFIED that the Commission has determined that the public interest may not require a formal hearing in this matter, and will proceed under Modified Procedure pursuant to Rules 201 through 204 of the Idaho Public Utilities Commission's Rules of Procedure, IDAPA 31.01.01.201 through .204. The Commission notes that Modified Procedure and written comments have proven to be an effective means for obtaining public input and participation

YOU ARE FURTHER NOTIFIED that any person or party desiring to state a position on this Application may file a written comment in support or opposition with the Commission **no later than January 9, 2018**. The comment must contain a statement of reasons supporting the comment. Persons desiring a hearing must specifically request a hearing in their written comments. Written comments concerning this Application shall be mailed to the Commission and the Applicant at the addresses reflected below:

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

Jon Pinardi  
Teton Water & Sewer Company  
PO Box 786  
Driggs, ID 83422

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 "Case Comment or Question Form" under the "Consumers" tab, and complete the comment form using the case number as it appears on the front of this document. These comments must also be sent to the Applicant.


YOU ARE FURTHER NOTIFIED that the Company may file reply comments, if necessary, **no later than January 23, 2018**.

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.

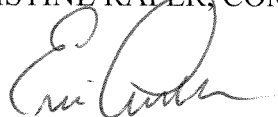
### ORDER

IT IS HEREBY ORDERED that this case be processed under Modified Procedure, Rules 201-204 (IDAPA 31.01,01.201-.204). Interested persons shall have until January 9, 2018, to file written comments. The Company shall have until January 23, 2018 to file reply comments, if any.


DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this <sup>6<sup>th</sup></sup> day of December 2017.

  
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PAUL KJELLANDER, PRESIDENT

  
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KRISTINE RAPER, COMMISSIONER

  
\_\_\_\_\_  
ERIC ANDERSON, COMMISSIONER

ATTEST:

  
\_\_\_\_\_  
Diane Hanian  
Commission Secretary

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NOTICE OF APPLICATION  
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