

**From:** Eckhardt, Gene (UTC)  
**Sent:** Monday, October 27, 2014 3:51 PM  
**To:** Moen, Nancy (UTC)  
**Cc:** Vasconi, Mark (UTC); Eckhardt, Gene (UTC)  
**Subject:** RE: Letter from Reps Dahlquist & Hurst - Newaukum Water

Nancy,

The commission's jurisdiction over Newaukum is in adjudication. The primary issue is the structure of the company. Here is some background.

A customer contacted Consumer Protection in Feb. 2013. While investigating the complaint, staff concluded the company was jurisdictional, and worked with the company to file tariffs, etc. In Oct. 2013, Consumer Protection prepared a formal Investigation Report, concluding the company was jurisdictional and recommending the commission impose penalties.

<http://apps.utc.wa.gov/apps/cases/2013/132281/Filed%20Documents/00004/Staff%20Investigation%20Report%20-%20UW-132281.pdf>

In Jan. 2014, the commission opened docket UW-132281, imposing penalties. In Mar. 2014, the commission issued Order 02, Approving Settlement, Imposing and Suspending Penalties Subject to Conditions. The company filed tariffs, etc. in compliance with Order 02.

In Sept. 2014, the commission issued a complaint against rates. TG-143181

<http://apps.utc.wa.gov/apps/cases/2014/143181/Filed%20Documents/00002/UW-143181%20Order%2001.doc>

In Sept. 2014, the company filed a petition to be removed from regulation. TG-143330

<http://apps.utc.wa.gov/apps/cases/2014/143330/Filed%20Documents/00001/UW-143330%20Initial%20filing.pdf>

Prehearing Conference was held last week to consider consolidation and how to first address the commission's jurisdiction. No order yet.

If you have questions, please let me know.

Thank you.

***This e-mail states the informal opinions of commission staff, offered as technical assistance, and are not intended as legal advice. We reserve the right to amend these opinions should circumstances change or additional information be brought to our attention. Staff's opinions are not binding on the commission.***

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**From:** Moen, Nancy (UTC)  
**Sent:** Friday, October 24, 2014 1:52 PM  
**To:** Eckhardt, Gene (UTC)  
**Cc:** Vasconi, Mark (UTC)  
**Subject:** Letter from Reps Dahlquist & Hurst

Hello Gene! Dave received a copy of the letter from Representatives Dahlquist & Hurst regarding Newaukum Water System, Inc. that Phil, Jeff, Mark and you were also copied. Dave would like to have a little background about why this water company is under our jurisdiction. Can you send me a brief explanation? Thank you!!

*Nancy Day Moon*  
WASHINGTON

**UTC**

UTILITIES AND TRANSPORTATION  
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