

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND  
TRANSPORTATION COMMISSION,

Complainant,

v.

SOUTHGATE WATER SYSTEM, INC.,

Respondent.

DOCKET UW-170133

ORDER 02

ORDER GRANTING REQUEST  
FOR LEAVE TO WITHDRAW  
AND DISMISSING COMPLAINT

**BACKGROUND**

- 1 On March 1, 2017, Southgate Water System, Inc. (Southgate or Company) filed with the Washington Utilities and Transportation Commission (Commission) a revision to its currently effective Tariff WN U-01, designated as Second Revision Sheet No. 2 cancelling First Revision Sheet No. 2 and Original Sheet No. 7 for a proposed monthly surcharge. The surcharge would be used to fund a reserve account for future pump repairs and would have expired upon the collection of \$55,000 plus taxes. On March 29, 2017, the Commission entered a Complaint and Order Suspending Tariff Revision pending an investigation to determine whether the revision is fair, just, reasonable, and sufficient.
- 2 On April 28, 2017, the company filed a general rate case in Docket UW-170311 that became effective on June 1, 2017. This general rate case rendered the surcharge request moot.
- 3 On June 5, 2017, Southgate filed a letter requesting to withdraw its surcharge filing because the general rate case has since become effective. Because this matter is an adjudicative proceeding, the Commission construes the Company's letter as a petition for leave to withdraw its filing.<sup>1</sup>

**DISCUSSION**

- 4 We find good cause to grant Southgate's request to withdraw its proposed monthly surcharge filing because the Company's general rate case eliminated the underlying issue in this docket. The filing should be deemed withdrawn, and the Complaint and Order Suspending Tariff Revision in Docket UW-170133 should be dismissed.

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<sup>1</sup> The Commission liberally construes filings to effect just results. WAC 480-07-395(4).

**FINDINGS AND CONCLUSIONS**

- 5 (1) The Commission is an agency of the State of Washington vested by statute with the authority to regulate the rates, rules, regulations, practices, accounts, securities, transfers of property, and affiliated interests of public service companies, including water companies.
- 6 (2) Southgate is a water company and a public service company subject to Commission jurisdiction.
- 7 (3) This matter came before the Commission at its regularly scheduled meeting on June 15, 2017.
- 8 (4) The Commission finds that Southgate's request to withdraw its currently suspended tariff filing should be granted.

**ORDER**

**THE COMMISSION ORDERS:**

- 9 (1) Southgate Water System, Inc.'s request to withdraw its tariff revision, filed in Docket UW-170133 on March 1, 2017, is granted.
- 10 (2) The Complaint and Order Suspending Tariff Revision in Docket UW-170133, dated March 29, 2017, is dismissed.

The Commissioners, having determined this Order to be consistent with the public interest, directed the Secretary to enter this Order.

DATED at Olympia, Washington, and effective June 15, 2017.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

STEVEN V. KING, Executive Director and Secretary