

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND)	DOCKET UW-150311
TRANSPORTATION COMMISSION,)	
)	ORDER 02
Complainant,)	
)	PREHEARING CONFERENCE
v.)	ORDER; NOTICE OF HEARING
)	(Evidentiary Hearing Set for Tuesday,
ILIAD WATER SERVICE, INC.)	September 15, 2015, at 9:30 a.m., and
)	Wednesday, September 16, 2015, at
Respondent.)	9:30 a.m.)
.....)	

- 1 **BACKGROUND.** On February 23, 2015, Iliad Water Service, Inc. (Iliad Water Service or Company), filed with the Washington Utilities and Transportation Commission (Commission) a proposed rate increase that would generate \$25,141 (31.4 percent) additional annual revenue. The proposed rate increase would recover costs for a corrosion control treatment plant installed and operating on the Alder Lake community water system. The proposed effective date for the rate increase is February 1, 2016.
- 2 **CONFERENCE.** On June 8, 2015, the Commission convened a prehearing conference before Administrative Law Judge Rayne Pearson to determine the scope of the issues to be presented in this docket and to adopt a procedural schedule.
- 3 **APPEARANCES.** Christopher M. Casey, Assistant Attorney General, Olympia, Represents Commission Staff. ¹ Richard A. Finnigan, Law Office of Richard A. Finnigan, Olympia, represents the Company. Contact information provided at the conference for the parties’ representatives is attached as Appendix A to this order.
- 4 **INTERVENTION.** No party sought to intervene in the proceeding.

¹ In formal proceedings, such as this, the Commission’s regulatory staff participates like any other party, while the Commissioners make the decision. To assure fairness, the Commissioners, the presiding administrative law judge, and the Commissioners’ policy and accounting advisors do not discuss the merits of this proceeding with the regulatory staff, or any other party, without giving notice and opportunity for all parties to participate. *See* RCW 34.05.455.

- 5 **CONSENT TO ELECTRONIC SERVICE.** All parties have consented to service electronically. The Commission, therefore, may serve only electronic copies of notices and orders in this docket to the party and representative email addresses on file with the Commission.
- 6 **PROTECTIVE ORDER.** The parties ask that the Commission enter a protective order in this docket under RCW 34.05.446, RCW 80.04.095, WAC 480-07-420 and WAC 480-07-423 to protect the confidentiality of proprietary information. The request was granted and a protective order will be entered in this docket.
- 7 **DISCOVERY.** Discovery will be conducted under the Commission’s discovery rules, WAC 480-07-400 – 425.
- 8 **PROCEDURAL SCHEDULE.** The parties agreed upon, and the Commission adopts, the preliminary procedural schedule set forth in Appendix B to this Order.
- 9 **EXHIBITS FOR CROSS-EXAMINATION.** Parties are required to file with the Commission and submit electronically all proposed cross-examination exhibits **by 5:00 p.m. on September 8, 2015**. The Commission requires **two (2)** copies of the fully unredacted version of exhibits. The Commission also requires one (1) copy of a redacted set of any confidential exhibits so that these can be made available by the Commission in response to a public records request or posted to the Commission’s web pages. Except as otherwise agreed between parties, proposed cross-examination exhibits must be served on all parties at the time they are filed with the Commission. One (1) copy must be furnished to the party sponsoring the witness the party intends to cross examine with the exhibits. Parties may waive the right to service of cross-examination exhibits in whole or in part. This may be appropriate, for example, when a proposed exhibit has been previously furnished during the discovery process.
- 10 The exhibits must be accompanied by an exhibit list and must be organized into sets that are **tabbed, labeled, and grouped** according to the witness the party intends to cross examine with the exhibits. Cross-examination exhibits not conforming to these requirements may be rejected. Each party’s cross-examination exhibit list must be filed with the Commission and served on all parties by 5:00 p.m. on September 8, 2015.

- 11 **CROSS-EXAMINATION TIME ESTIMATES.** Each party must provide a list of witnesses the party intends to cross-examine at the evidentiary hearing and an estimate of the time that party anticipates the cross-examination of that witness will take. Cross-examination time estimates are not filed but must be provided to the administrative law judge and the other party by 5:00 p.m. on September 8, 2015.
- 12 **NOTICE OF HEARING.** The Commission will hold an evidentiary hearing in this matter commencing on **Tuesday, September 15, 2015, at 9:30 a.m., in Room 139, First Floor, Richard Hemstad Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.** The hearing will continue, as necessary, on **Wednesday, September 16, 2015, in the Commission's Hearing Room.**
- 13 **DOCUMENT PREPARATION AND FILING REQUIREMENTS.** Parties must file an original plus **one (1) copy** of the unredacted versions of all pleadings, motions, briefs, and other prefiled materials. Parties must also file the original and one copy of any redacted version(s). These materials must conform to the format and publication guidelines in WAC 480-07-395 and WAC 480-07-460. The Commission prefers that materials be three-hole punched with *oversized* holes to allow easy handling. The Commission may require a party to refile any document that fails to conform to these standards.
- 14 All filings must be mailed or delivered to the Executive Director and Secretary, Washington Utilities and Transportation Commission, P.O. Box 47250, 1300 S. Evergreen Park Drive S.W. Olympia, Washington 98504-7250. Both the post office box and street address are required to expedite deliveries by the U.S. Postal Service.
- 15 An electronic copy of all filings must be provided through the Commission's Web Portal (www.utc.wa.gov/e-filing) or by e-mail delivery to <records@utc.wa.gov >. Alternatively, parties may furnish an electronic copy by delivering with each filing a flash drive, DVD, or CD including the filed document(s). Parties must furnish electronic copies in MS Word 6.0 (or later) supplemented by a separate file in .pdf (Adobe Acrobat) format. Parties must follow WAC 480-07-140(5) in organizing and identifying electronic files.

- 16 **ELECTRONIC SUBMISSION OF DOCUMENTS.** Parties may submit documents electronically to the Commission on the filing deadline to expedite the filing process, but must file an original, plus one (1) paper copy, of the documents with the Commission by 12:00 noon on the first business day following the filing deadline established in the procedural schedule. WAC 480-07-145(6). Parties must submit documents electronically through the Commission's Web Portal (www.utc.wa.gov/efiling) or by e-mail to records@utc.wa.gov. Parties must simultaneously provide e-mail courtesy copies of filings to Judge Pearson at rpearson@utc.wa.gov, as well as to the parties to the proceeding. Parties may agree to waive the requirement to serve paper copies of all documents on each other and may serve such copies electronically if they memorialize such an agreement by letter and provide a courtesy copy of the letter to the Commission.
- 17 **ALTERNATE DISPUTE RESOLUTION.** The Commission supports the informal settlement of matters before it. Parties are encouraged to consider means of resolving disputes informally. The Commission does have limited ability to provide dispute resolution services; if you wish to explore those services, please call the Director, Administrative Law Division, at 360-664-1355.
- 18 **NOTICE TO PARTIES: A party who objects to any portion of this Order must file a written objection within ten (10) calendar days after the service date of this Order, pursuant to WAC 480-07-430 and WAC 480-07-810. The service date appears on the first page of the order in the upper right-hand corner. Absent such objection, this Order will control further proceedings in this matter, subject to Commission review.**

DATED at Olympia, Washington, and effective June 9, 2015.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

RAYNE PEARSON
Administrative Law Judge

APPENDIX A

**PARTIES' REPRESENTATIVES
DOCKET UW-150311**

PARTY	REPRESENTATIVE	PHONE	E-MAIL
Iliad Water Service, Inc.	Derek Dorland, President P.O. Box 20429 Seattle, WA 98102	800-928-3750	watersrvs@aol.com
	Richard A. Finnigan Attorney at Law 2112 Black Lake Blvd. S.W. Olympia, WA 98512	360-956-7001	rickfinn@localaccess.com
Staff	Christopher M. Casey Assistant Attorney General Office of the Attorney General 1400 S. Evergreen Park Drive S.W. P.O. Box 40128 Olympia, WA 98504-0128	360-664-1189	ccasey@utc.wa.gov

**APPENDIX B
PROCEDURAL SCHEDULE
DOCKET UW-150311**

EVENT	DATE
Company Direct Testimony and Exhibits	June 30, 2015
Staff Response Testimony and Exhibits	August 7, 2015
Rebuttal Testimony and Exhibits	September 4, 2015
Evidentiary Hearing	September 15 and 16, 2015 (second day only if necessary)
Post-Hearing Briefs	October 23, 2015
Reply Briefs	November 6, 2015
Suspension Date	February 1, 2016