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BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In Re the Complaint of

No. 117759 and

MIKE and GLENDA BECK,

against

CRISTALINA WATER COMPANY.

Regulated Utility.

) A New Cause Number is Requested

) MIKE and GLENDA BECK's PETITION TO RE-OPEN COMPLAINT No. 117759 and TO CONSIDER A NEW FORMAL COMPLAINT

The Washington Utilities

and Transportation Commission

Cristalina Water Company, LLC

Post Office Box 4055 Bellingham, WA. 98227

BODY OF PLEADING:

1. Petitioner/Complainant, GLENDA BECK, for herself and for her family, file the following Petition and Request. We reside at 27107 - 314th Avenue S.E. in Ravensdale, Washington. This is a pleading which relates to the Commission's action Investigation No. 17759 and may also be considered a new Formal Complaint against the above-named Private Water Company, based upon the actions of Cristalina Water Company on November 26, 2013 in shutting off water service to our home for what the Company alleges is non-payment of Water Bills incurred between 2007 and 2010 which the company allege amount to \$3,423.78. disputed owing that sum to the Water Company for three years.

Violations of Rules. 2.

The water company's actions have violated the following

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a

rules, regulations and orders relating to private utilities:

WAC 480-110-335

and

FINDING/RULING OF STEVEN ELLIOTT, Issued 10/3/2013 and Specifically, the content of Mr. Elliott's e-mail of 10/03/2013 at 11:09 AM where in paragraph 6, in pertinent part he stated:

"The company may still attempt to collect the money (\$3,423.78) from the customer, or send the customer to collections, but this balance cannot affect the customer's account."

Cristalina has not only violated Mr. Elliott's finding and ruling by attempting to collect the old account balance which we dispute (when our account has been current for three years (See Checks from 2011-2013 for current water service (Exhibit A), but the Company claims it is able to permanently disconnected our home from water service because we dispute that amount, and have asked that the claim be placed in collection or suit be commenced in a Court of Law where our defenses can be considered.

Mrs. Lindberg wrote our attorney an e-mail on December 5, 2013 which demanded all of the disputed funds and which ignored the ruling and finding of Mr. Elliott. In that e-mail Ms. Lindberg stated:

'. . . the company does not feel that the Becks are good customers that feel responsible for their bill despite the UTC ruling what they owe. We do plan to take civil action against the Becks as they are the only customers that do not feel that they need to pay heir bill . . ."
" . . We have asked the Becks to pay what they owe, we were willing to make payment arrangements. They chose not to do so. We disconnected them. . ."

e-mail to our attorney stating:

" . . . I have not received any payment or contact from them. They have not contacted

"... I have not received any payment or contact from them. They have not contacted me about paying their bill. We are removing their meter and will no longer consider them a customer."

Then later the same day, Ms. Lindberg wrote an

Not only did the private utility disconnect us based on their demand for immediate payment of \$3,423.78 (See Exhibit A); but as is shown in that same Exhibit the amount of 'Current Charges' owing on the date of the Disconnection Notice were -0-!

On December 5, 2013 we paid Cristalina the sum of \$160.00 (See Exhibit B) after our service was disconnected on November 26, 2013 as the 'Deposit' equal to the largest two months of utility bills over the past twelve months and asked the company to inform us of the reconnection fee we needed to pay. The company refused to cash our Deposit or to inform us of the Re-Connection charges.

Copies of our checks to the Company from 2011 and last month are attached as (See Exhibit C).

However, Cristalina Water Company has not cashed some of our checks - for reasons unknown to us. What is important is that Exhibit A shows we were current in our bills on Nov. 26, 2013

These actions by Cristalina have resulted in our home having had no water service for the past two weeks (November 26-December 12, 2013. Mike and I reside with our daughter, Krista and her four-year old daughter, Amiyah. The actions of Cristalina Water Company represent an effort to compel us to pay a disputed sum for old water charges, or face disconnection - and now

termination from the water system. We live in a rural area of South King County, Washington, and have no other source of water.

I am a borderline diabetic and need to test my blood-sugar with medical strips twice a day. My hands must be clean before I test my urine. Having no water in our home makes it very inconvenient for me, and could put my health and monitoring of my blood sugar at risk to my health.

Relief Requested: 3.

I make the following requests:

- Reopen File Number 117759 and cause the Company a. to comply with that Order;
- Order the Company to immediately reconnect our b. water service;
- Award our damages for being disconnected from C. water service and, if possible, Impose Punitive and other Sanctions against the financial Company;
- If it becomes necessary for our attorney to assist d. us or to appear at any hearing or file future pleadings, that we be awarded reasonable attorneys fees and that Cristalina be Ordered to pay such fees and costs.

December 12, 2013 DATED:

27107 - 314th Ave. S.E. Ravensdale, WA. 98051

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VERIFICATION

I STATE UNDER THE PENALTY OF PERJURY OF THE LAWS OF THE STATE OF WASHINGTON THAT MY PETITION AND ALL STATEMENTS AND ATTACHMENTS TO THIS PETITION ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Dated at Ravensdale, Washington on December 12, 2013

GLENDA BECK

PETITION TO RE-OPEN COMPLAINT No. 117759 and to CONSIDER a NEW FORMAL COMPLAINT - Page 5

CRISTALINA, LLC

(360) 296-7318

P.O. Box 4055, Bellingham WA 98227 1200 Old Fairhaven Parkway, Suite 106, Bellingham WA 98225

[X] FIRST NOTICE OF DISCONNECTION [] SECOND NOTICE OF DISCONNECTION

TO:

Michael & Glenda Beck

SERVICE ADDRESS: 27107 314th Ave SE, Ravensdale, WA 98051

AND TO:

MAILING ADDRESS:

PLEASE TAKE NOTICE your service is scheduled for DISCONNECTION.

Cristalina, LLC., a limited liability company, intends to disconnect water service at the first address listed above for non-payment of delinquent charges on or before 5:00 o'clock, p.m. on (11/20/2013). Your account balance is \$3,423.78, of which \$0 is current charges, not yet delinquent. In order to avoid disconnection, you must pay \$3,423.78 in full unless mutually agreed upon payment arrangements are made with Cristalina, LLC.

Please send your payments to: Cristalina, LLC, P.O. Box 4055, Bellingham WA 98227.

To make mutually agreed upon payment arrangements, please call Cristalina, LLC's bookkeeper at (360) 296-7318 or (360) 483-9322. If mutually accepted arrangements are not kept, the company may disconnect service without further notice.

This notice shall expire after ten business days from the first day that the company may disconnect service, unless other mutually agreed upon arrangements have been made and confirmed in writing by the company.

If your service is disconnected for non-payment, a \$50.00 disconnect fee will be added to your account. You will be liable for a \$50.00 reconnection charge. You may also be charged a security deposit on your account.

If you have any questions concerning this notice or would like to discuss the proposed disconnection of service you may call Cristalina, LLC's manager, Maria Lindberg, at (360) 296-7321 or (360) 483-9322.

Cristalina, LLC

Authorized Signature

Date of Mailing/Delivery of this notice: (11-5-2013)

EXHIBITA

Maria:

I have completed my investigation into the customer's account history, based upon the information provided by the company during the course of the complaint. The customer's account must be adjusted by issuing a credit of \$5,526.48. I will explain below why the customer's account balance is incorrect, and I expect it to be changed. I will assume that you have made the required corrections, regardless of whether you respond to this email or not. I will be providing the customer my findings as well, and telling her to expect this credit to appear on her next bill. She will be instructed to call us back if her next bill is not credited.

I recalculated the customer's account history, using a starting balance of \$0 as of Oct. 1, 2007. I added the customer's bills, plus the tariffed 2% late fees, and all of the corrected bills, missing late fees, and missing bills up to June 15, 2013. I did not include either of the 2011 bad debt write offs, or any charges or payments that may have occurred since the account history was provided on July 3, 2013. Based upon my findings, the customer's total balance as of June 15 (prior to whenever the June bill was issued) should be \$3,423.78.

There are several reasons for the large difference (\$5,526.48) between the figure you provided (\$8,950.26), and the figure I came to (\$3,423.78). Most notably, the 6-year statute of limitations applies to this customer. Going back six years from today, we find that on Oct. 1, 2007, the customer's account balance was \$20,928.14. Because this balance was accumulated before the statute period, it should be written off. The company may still attempt to collect the money from the customer, or send the customer to collections, but this balance cannot affect the customer's account. Indeed, of the \$20,928.14 balance, \$20,919.19 was written off in 2011.

Of the 49 late fees (or "finance charges") charged since Oct. 1, 2007, I could not find a single instance where the company charged a 2% late fee (the rate in the tariff). The actual interest charged fluctuated between 0.4% and 4.76%. In addition to the incorrect late fees, there were 20 instances where no late fees were charged. There were 10 months in a row where the customer was not charged for water service at all. An additional 8 bills were charged an incorrect rate.

I recalculated the customer's account history, using a starting balance of \$0 as of Oct. 1, 2007. I added the customer's bills, plus the tariffed 2% late fees, and all of the corrected bills, missing late fees, and missing bills up to June 15, 2013. I did not include either of the 2011 bad debt write offs, or any charges or payments that may have occurred since the account history was provided on July 3, 2013. Based upon my findings, the customer's total balance as of June 15 (prior to whenever the June bill was issued) should be \$3,423.78.

I previously recorded violation of WAC 480-110-385(3)(a) - (1 count on July 25, and 9 counts on Sept. 20). I am updating the violation count and description as follows:

Violation of WAC 480-110-385(3)(a) - (76 counts) - because after the company investigated the informal complaint, it failed to provide a complete response to the commission staff within two business days. On June 13, I requested a copy of the customer's statement for March 2013, an account history, the letter that was sent to the customer in March 2013, and clarification of which bills were sent late, not sent at all, or returned for insufficient postage for the period of December 2012, to March 2013. The response was due June 17, by 5:00

EXHIBITA

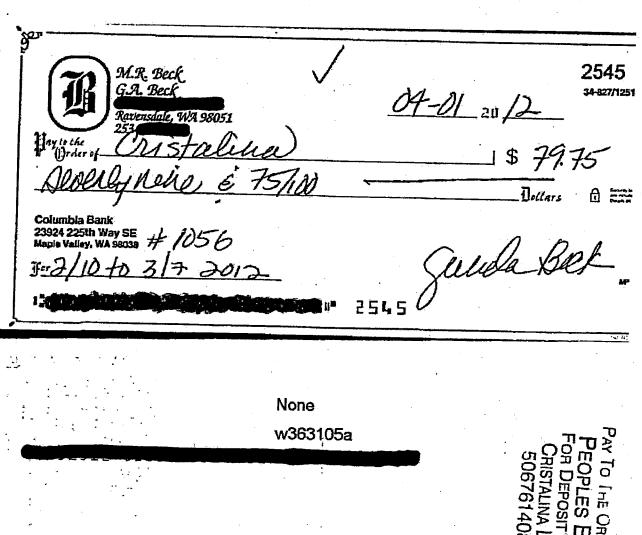
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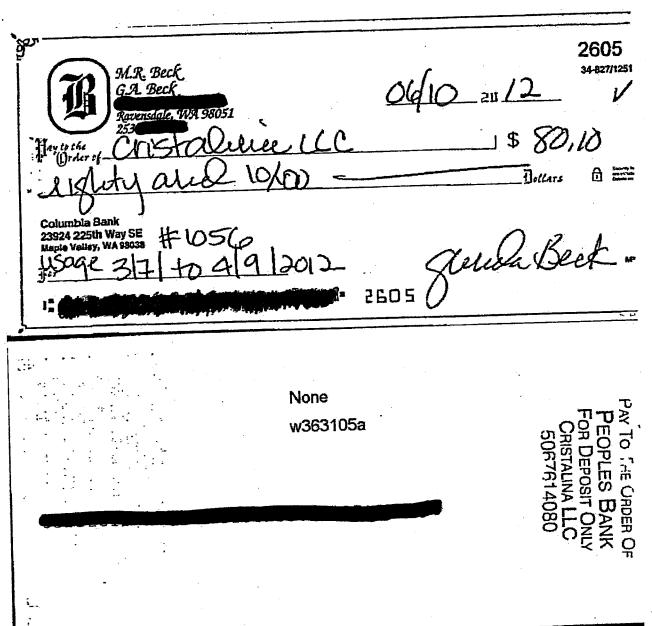
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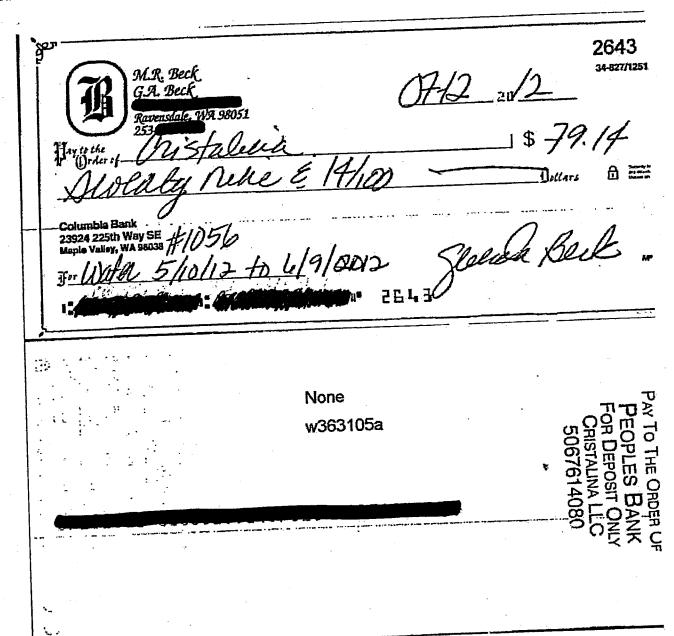
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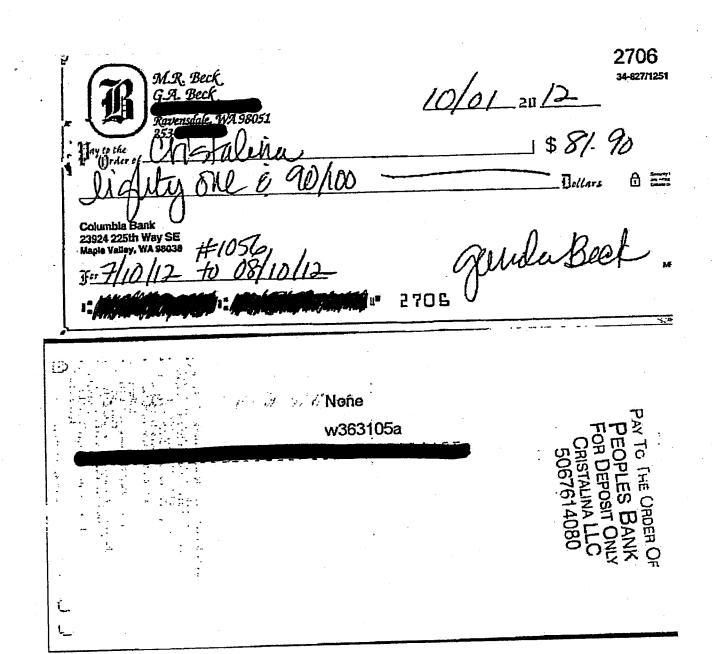
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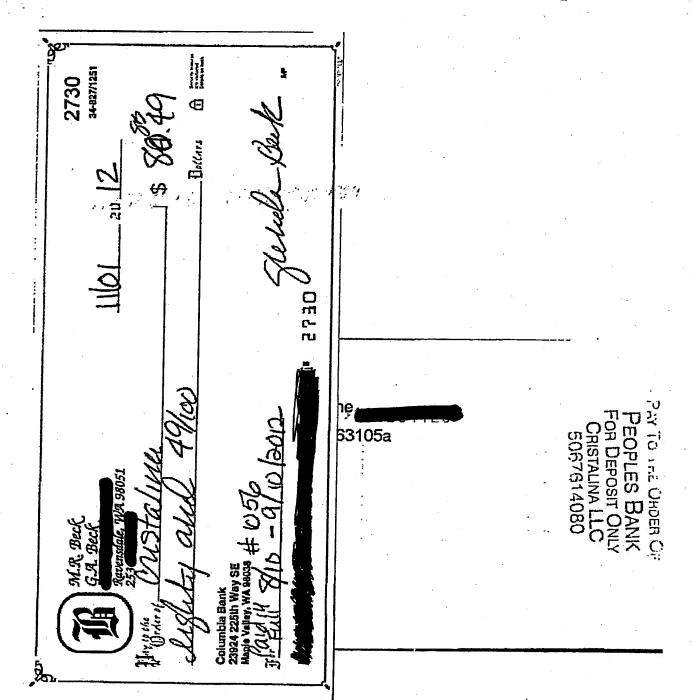
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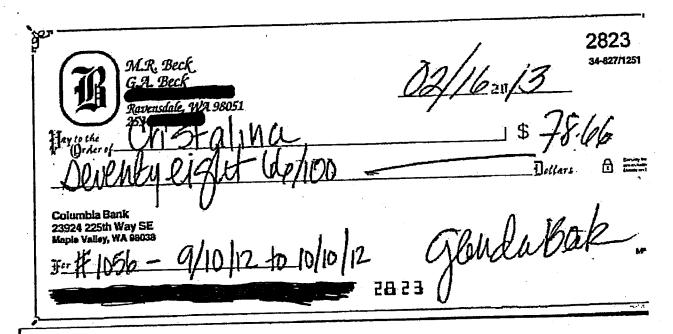


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Office Hours:

Cristalina LLC PO Box 2626 1200 Old Fairhaven Pkwy #106 Bellingham, WA 98227

Telephone: 360-296-7318

ACCOUNT#	CUSTOMER NAME Beck, Michael & Gle		RATE	TELEPHONE 253-335 -			ADDRESS 14th Ave SE
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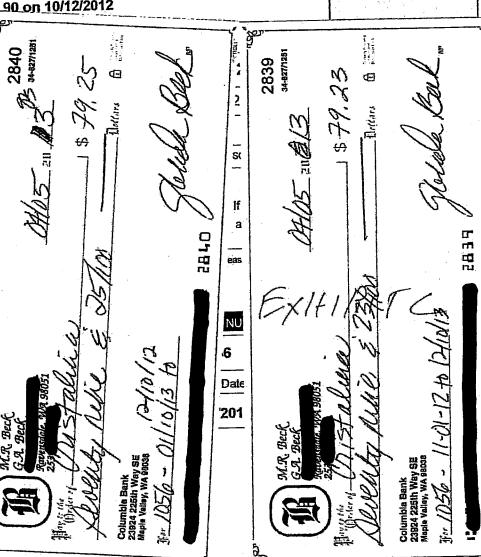
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Cristalina LL PO Box 2626, 1200 Old Fairha Bellingham, WA 9

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Beck, Michael & Glenda 27107 - 314th Ave. SE

Ravensdale, WA 9805*



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Cristalina LLC PO Box 4545 1200 Old Fairhaven Pkwy #106 Bellingham, WA 98227

Office Hours:

Telephone: 360-296-7318

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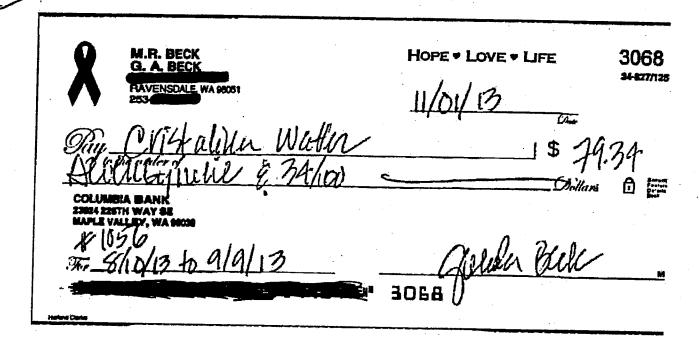
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Beck, Michael & Glenda 27107 - 314th Ave. SE

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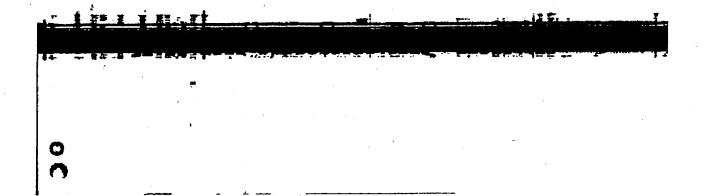


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