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BEFORE THE WASHINGTON STATE

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UTILITIES AND TRANSPORTATION COMMISSION

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WASHINGTON UTILITIES AND)
TRANSPORTATION COMMISSION)

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Complainant,) DOCKET NO. UW-100642

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) Volume I

vs.

) Pages 1 - 7

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DEER MEADOWS WATER,)
COMPANY, INCORPORATED,)

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Respondent.)

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A prehearing Conference in the above matter was held on

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August 2, 2010, at 10:00 a.m., at 1300 South Evergreen

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Park Drive Southwest, Olympia, Washington, before

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Administrative Law Judge PATRICIA CLARK.

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The parties were present as follows:

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WASHINGTON UTILITIES AND TRANSPORTATION
COMMISSION, by MICHAEL FASSIO, Assistant Attorney General,
1400 South Evergreen Park Drive Southwest, Post Office Box
40128, Olympia, Washington 98504; telephone (360) 664-1192.

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DEER MEADOWS WATER COMPANY, INC., by RICHARD
FINNIGAN, Attorney at Law, 2112 Black Lake Boulevard S.W.,
Olympia, Washington 98512; telephone (360) 956-7001.

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Shaun Linse, CCR NO. 2029
Court Reporter

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1 P R O C E E D I N G S

2 JUDGE CLARK: Good morning. It's approximately
3 10:00 a.m., August 2, 2010, in the Commission's hearing room
4 in Olympia, Washington. This is the time and the place set
5 for a prehearing conference in the matter of Washington
6 Utilities and Transportation Commission, Complainant, versus
7 Deer Meadows Water Company, Incorporated, Respondent, given
8 Docket No. UW-100642. Patricia Clark, Administrative Law
9 Judge, for the Commission presiding.

10 This matter came before the Commission on
11 April 20, 2010 when Deer Meadows Water Company filed
12 revisions to its currently effective tariff. The filing
13 would generate \$114,234 in additional revenue reflecting an
14 increase of approximately 80 percent. The filing
15 establishes a new non-sufficient fund charge of \$25 and a
16 new site visit charge of \$75. The reconnection charge would
17 increase from \$25 to \$75. The Commission by Order 01
18 entered on May 13, 2010 suspended the operation of the
19 tariff provision to determine whether the proposed tariff
20 changes are fair, just, reasonable, and sufficient.

21 By notice issued July 15, 2010, the Commission
22 scheduled the prehearing conference in this matter for this
23 date, time, and place.

24 At this juncture I will take appearances on behalf
25 of the parties. Appearing on behalf of the Complainant, the

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1 Washington Utilities and Transportation Commission.

2 MR. FASSIO: Thank you, Your Honor. Michael A.
3 Fassio, Assistant Attorney General, representing Commission
4 staff. My address is P.O. Box 40128, 1400 South Evergreen
5 Park Drive S.W., Olympia, Washington 98504. My phone number
6 is 360-664-1192. Fax number is 360-586-5522, and my e-mail
7 address is mfassio@utc.wa.gov.

8 JUDGE CLARK: Thank you, Mr. Fassio.
9 Appearing on behalf of Deer Meadows Water Company.

10 MR. FINNIGAN: Thank you, Your Honor. Richard A.
11 Finnigan, Attorney at Law. The address is 2112 Black Lake
12 Boulevard S.W., Olympia, Washington 98512. E-mail address
13 is rickfinn@localaccess.com. Phone is 360-956-7001, and I
14 have a new fax number, and I don't remember what it is so I
15 will have to provide that later.

16 JUDGE CLARK: That would be fine, Mr. Finnigan.
17 If you could just e-mail me with that fax number that would
18 be great.

19 MR. FINNIGAN: I will do that.

20 JUDGE CLARK: Are there any preliminary matters
21 that we should address?

22 I'll do one before I forget. The parties will
23 need to file an original plus 11 copies of all documents in
24 this matter.

25 I think the primary purpose of this morning's

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1 prehearing is to establish a procedural schedule. Have the
2 parties have had an opportunity to confer regarding the
3 procedural schedule?

4 MR. FINNIGAN: Your Honor, Mr. Fossa sent a
5 proposed schedule. I reviewed it this morning and it is
6 acceptable.

7 JUDGE CLARK: All right. Great.

8 Mr. Fassio, do you have copies of that schedule or
9 do you want to just read that into the record?

10 MR. FASSIO: I can go ahead and read it into the
11 record. I hadn't had a chance to confer with Mr. Finnigan
12 before this meeting.

13 JUDGE CLARK: Would you like that opportunity?

14 MR. FINNIGAN: I don't see --

15 JUDGE CLARK: If he doesn't object to the
16 schedule, I'm not sure --

17 MR. FASSIO: I would like if I could have a moment
18 perhaps off the record with you to confirm the Commission's
19 availability for hearing, that would be appreciated.

20 JUDGE CLARK: All right. Then we'll take a few
21 off record. We're at recess until further call.

22 (Recess from 10:07 a.m. to 10:22 a.m.)

23 JUDGE CLARK: All right. We're back on record.

24 Mr. Fassio.

25 MR. FASSIO: Thank you. I'll read the schedule

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1 that Staff and the Company have conferred about and agree
2 upon. We have a date for Company direct testimony of
3 September 17, 2010, Staff response testimony is October 22,
4 2010, Company rebuttal testimony November 5, 2010. Date to
5 exchange exhibit and witness lists for the hearing November
6 15, 2010, Monday. We conferred on a time of 12:00 noon for
7 exchanging that. A hearing date of November 17, 2010 and
8 November 18, if necessary. Date for filing simultaneous
9 briefs December 17, 2010.

10 JUDGE CLARK: All right. Thank you, Mr. Fassio.
11 All of those dates look acceptable and are available on the
12 Commission's calendar, and I adopt the schedule agreed to by
13 the parties.

14 I'd also like to discuss very briefly on record
15 the possibility of having a public comment hearing in this
16 proceeding. Is that something that we're able to establish
17 today or do we need to determine by separate notice?

18 MR. FASSIO: Staff is amenable to a public comment
19 hearing. We may need to establish a precise date by
20 separate notice, but we've looked at the potential times to
21 conduct a public comment hearing, and it appears that the
22 week of November 8 would be a good week to hold that, but I
23 think we still need to determine the specifics of that.

24 JUDGE CLARK: Correct.

25 Do you have any comment on the schedule,

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1 Mr. Finnigan?

2 MR. FINNIGAN: No, the schedule is acceptable.

3 JUDGE CLARK: All right. Thank you.

4 I'd like to know if the parties would like me to
5 invoke the Commission's discovery rules in this matter?

6 MR. FASSIO: Staff would request that, yes, Your
7 Honor.

8 JUDGE CLARK: Do the parties feel the need for a
9 protective order?

10 MR. FINNIGAN: Your Honor, it's unlikely, but just
11 to be safe we should have one.

12 JUDGE CLARK: I assume the standard protective
13 order?

14 MR. FINNIGAN: Standard.

15 JUDGE CLARK: Are there any other matters that we
16 should consider on the record this morning?

17 MR. FASSIO: Not from staff.

18 MR. FINNIGAN: Nothing, Your honor.

19 JUDGE CLARK: Thank you. We are adjourned.

20 (Prehearing Conference adjourned at 10:25 a.m.)

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1 In re: WUTC vs. Deer Meadows Water Company, Inc.

2 Docket No. UW-100642

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I, Shaun Linse, CCR, do hereby certify that the
10 foregoing transcript prepared under my direction is a
11 full and complete transcript of proceedings held on
12 August 2, 2010, in Olympia, Washington.

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Shaun Linse, CCR 2029

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