

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND)	DOCKET UW-110220
TRANSPORTATION COMMISSION,)	
)	ORDER 04
Complainant,)	
)	
v.)	ORDER GRANTING MOTION FOR
)	CONTINUANCE
SUMMIT VIEW WATER WORKS,)	
)	
Respondent.)	
)	
.....)	

1 **NATURE OF PROCEEDING:** On January 27, 2011, Summit View Water Works (Summit View or Company) filed with the Washington Utilities and Transportation Commission (Commission) a revision to its currently effective Tariff WN U-1, removing an annual flat fee for irrigation services and adding a new base outlet fee and a per acre charge for irrigation service. The Commission suspended the tariff revision. By Order 02, Prehearing Conference Order, entered May 10, 2011, the Commission established a procedural schedule. According to that procedural schedule, the prefiled responsive testimony and exhibits of the Commission’s regulatory staff (Commission Staff or Staff)¹ is due on July 15, 2011, and the prefiled rebuttal testimony and exhibits of the Company is due on August 8, 2011.

2 On July 12, 2011, the Commission Staff filed an Agreed Request for Extension of Time. Staff requested that the time for filing responsive testimony and exhibits be extended from July 15, 2011, to July 22, 2011, and that the time for filing Company rebuttal testimony and exhibits be extended from August 8, 2011, to August 15, 2011. Staff asserted that it was authorized to represent that the Company agrees with the

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 the proceeding with the regulatory staff, or any other party, without giving notice and opportunity for all parties to participate. See RCW 34.05.455.

request. Staff proposed the extension because Staff and the Company have been engaged in settlement discussions and would prefer to continue those discussions without the press of the current litigation schedule.

- 3 According to WAC 480-07-385, the Commission will grant a continuance if the requesting party demonstrates good cause and the continuance will not prejudice any party or the Commission. The Commission finds that allowing Staff and the Company additional time to engage in settlement negotiations constitutes good cause. In addition, the request is unopposed so no party should be prejudiced by granting the extension. The continuance does not prejudice the Commission. Accordingly, the request for extension of time is granted and the deadlines for filing responsive testimony and exhibits and rebuttal testimony and exhibits are amended. The remainder of the procedural schedule, including the hearing date, set forth in Order 02, Appendix B, is not altered.

ORDER

THE COMMISSION ORDERS, That:

- 4 (1) The unopposed request for extension of time filed by the Commission Staff is granted.
- 5 (2) The deadline for the Commission Staff to file responsive testimony and exhibits is extended from July 15, 2011, to July 22, 2011.
- 6 (3) The deadline for the Company to file rebuttal testimony and exhibits is extended from August 8, 2011, to August 15, 2011.

Dated at Olympia, Washington, and effective July 12, 2011.

WASHINGTON STATE UTILITIES AND TRANSPORTATION COMMISSION

PATRICIA CLARK
Administrative Law Judge