

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

In the Matter of the Petition of	)	DOCKET UW-060642
	)	
H & R Waterworks, Inc.,	)	ORDER 01
	)	
Petitioner,	)	
	)	
Seeking Exemption from the	)	ORDER GRANTING EXEMPTION
Provisions of WAC 480-110-505(3)	)	FROM RULE AND GRANTING
Relating to Filing of Annual Reports	)	COMPANY ADDITIONAL TIME
by Water Companies.	)	TO FILE ANNUAL REPORT
.....	)	

**BACKGROUND**

- 1     On April 25, 2006, H & R Waterworks, Inc., (H & R Waterworks or the Company) filed with the Commission a petition requesting an extension of time to file its annual report under the provisions of WAC 480-110-505(4). The petition states that H & R Waterworks, Inc., needs the time extension due to consolidation of companies and financial schedules as a result of the merger of six other water companies in H & R Waterworks, Inc. and asks for an extension of time until June 1, 2006.
- 2     Commission Staff reviewed the request and recommended granting H & R Waterworks' request for an extension of time to file its annual report, on condition that H & R Waterworks file its 2005 annual report no later than June 1, 2006.

**FINDINGS AND CONCLUSIONS**

- 3     (1)    The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate rates, rules, regulations, practices, accounts, securities, and transfers of public service companies, including water companies. *RCW 80.01.040, Chapter 80.04 RCW and Chapter 80.28 RCW.*
- 4     (2)    H & R Waterworks is a water company and is a public service company subject to the jurisdiction of the Commission.
- 5     (3)    H & R Waterworks is subject to the provisions of RCW 80.04.080 and WAC 480-110-505(3), requiring water companies to file an annual report no later than May 1<sup>st</sup> of each year.

- 6 (4) WAC 480-110-215 provides that the Commission may grant an exemption from the provisions of any rule in Chapter 480-110 WAC in the same manner and consistent with the standards and according to the procedures set forth in WAC 480-07-110. WAC 480-110-505(4) provides that a written request for the extension of the time for filing the annual report can be made prior to May 1.
- 7 (5) This matter came before the Commission at its regularly scheduled meeting on May 17, 2006.
- 8 (6) After review of the petition filed in Docket UW-060642 by H & R Waterworks on April 25, 2006, and giving due consideration, the Commission finds that the circumstances facing the Company support an extension of the filing deadline; that the extension is consistent with the public interest and the purpose of the regulation in securing accurate as well as timely information; and that the extension is reasonable and an exemption should be granted.

**ORDER**

**THE COMMISSION ORDERS:**

- 9 (1) The Commission grants the exemption sought by H & R Waterworks, Inc., for an extension of time to file its 2005 annual report. H & R Waterworks, Inc., must file its 2005 annual report no later than June 1, 2006.
- 10 (2) Failure by H & R Waterworks, Inc., to file its 2005 annual report by June 1, 2006, may result in the Commission invoking provisions of Chapter 80.04 RCW that provide for penalty assessments.
- 11 (3) The Commission retains jurisdiction over H & R Waterworks, Inc., and the subject matter to effectuate the provisions of this Order.

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 May 17, 2006.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN, Executive Secretary