

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

WASHINGTON UTILITIES AND)	DOCKET UW-111675
TRANSPORTATION)	
COMMISSION,)	ORDER 01
)	
Complainant,)	
)	
v.)	
)	
CRISTALINA, L.L.C.,)	
)	COMPLAINT AND ORDER
Respondent.)	SUSPENDING TARIFF REVISIONS
.....)	

BACKGROUND

- 1 On September 15, 2011, Cristalina, L.L.C. (Cristalina or Company), filed with the Washington Utilities and Transportation Commission (Commission) revisions to its currently effective Tariff WN U-1, designated as 2nd Revised Sheet No. 21 Canceling 1st Revised Sheet No. 21 and 2nd Revised Sheet No. 22 Canceling 1st Revised Sheet No. 22. The stated effective date is October 15, 2011. The proposed tariff increases general rates and shifts all customers from a flat rate schedule to a metered rate schedule. The new rate design proposes a base charge with zero allowance of water usage and two usage blocks with increased rates per block.
- 2 In this filing, Cristalina would increase charges and rates for service by approximately \$64,840 or 271 percent. Because those increases might injuriously affect the rights and interests of the public and Cristalina has not demonstrated that the increases would result in rates that are fair, just, reasonable and sufficient, the Commission suspends the tariff filing and will hold public hearings, if necessary, to determine whether the proposed increases are fair, just, reasonable and sufficient.

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, regulations, practices, accounts, securities, transfers of property and affiliated interests of public service companies, including water companies.
 RCW 80.01.040, RCW 80.04, RCW 80.08, RCW 80.12, RCW 80.16 and RCW 80.28.

- 4 (2) Cristalina is a water company and a public service company subject to Commission jurisdiction.
- 5 (3) This matter came before the Commission at its regularly scheduled meeting on October 13, 2011.
- 6 (4) The tariff revisions Cristalina filed on September 15, 2011, would increase charges and rates for service provided by Cristalina, and might injuriously affect the rights and interest of the public.
- 7 (5) Cristalina has not yet demonstrated that the tariff revisions would result in rates that are fair, just, reasonable and sufficient.
- 8 (6) In order to carry out the duties imposed upon the Commission by law, and as authorized in RCW 80.04.130, the Commission believes it is necessary to investigate Cristalina's books, accounts, practices and activities; to make a valuation or appraisal of Cristalina's property; and to investigate and appraise various phases of Cristalina's operations.
- 9 (7) As required by RCW 80.04.130(4), Cristalina bears the burden of proof to show that the proposed increases are fair, just, reasonable and sufficient.
- 10 (8) Cristalina may be required to pay the expenses reasonably attributable and allocable to such an investigation, consistent with RCW 80.20.

ORDER

THE COMMISSION ORDERS:

- 11 (1) The tariff revisions Cristalina, L.L.C., filed on September 15, 2011, are suspended.
- 12 (2) The Commission will hold hearings at such times and places as may be required.
- 13 (3) Cristalina, L.L.C., must not change or alter the tariffs filed in this docket during the suspension period, unless authorized by the Commission.

- 14 (4) The Commission will institute an investigation of Cristalina, L.L.C.'s books, accounts, practices, activities, property and operations as described above.
- 15 (5) Cristalina, L.L.C., shall pay the expenses reasonably attributable and allocable to the Commission's investigation, consistent with RCW 80.20.

DATED at Olympia, Washington, and effective October 13, 2011.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

JEFFREY D. GOLTZ, Chairman

PATRICK J. OSHIE, Commissioner