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DEPARTMENT OF JUSTICE
GENERAL COUNSEL DIVISION

May 22, 2018

Oregon Public Utility Commission
ATTN: Filing Center
201 High Street SE, Suite 100
Salem, OR 97301
PUC.FilingCenter@state.or.us

RE: OPUC Docket UW 174 – **Errata Filing**
In the Matter of Government Camp Water Company, Inc.,
Request for a General Rate Revision

Dear Filing Center:

Enclosed for filing please find a corrected page 3 and 4 for the Joint Motion to Amend Procedural Schedule and Extend Tariff Suspension Period filed in Docket No. UW 174 on May 22, 2018. The original page 3 contained a typographical error in the citations to ORS 757.215(2), located on line 2 and in footnote 4. The original page 4 inadvertently omitted an electronic signature.

For the convenience of the parties, also attached is the Joint Motion with the corrected pages.

Thank you for your attention.

Sincerely,

Elizabeth Uzelac
Assistant Attorney General
Business Activities Section

Enclosure
PJR/pjr/#8965279

1 **BEFORE THE PUBLIC UTILITY COMMISSION**

2 **OF OREGON**

3 **UW 174**

4 In the Matter of
5 GOVERNMENT CAMP WATER
6 COMPANY, INC.,
7 Request for a General Rate Revision.

JOINT MOTION TO AMEND PROCEDURAL
SCHEDULE AND EXTEND TARIFF
SUSPENSION PERIOD

Expedited Consideration Requested

8
9 Government Camp Water Company, Inc. (Government Camp or Company) and Staff of
10 the Public Utility Commission of Oregon (Staff) hereby respectfully request that the Public Utility
11 Commission of Oregon (Commission) issue an order modifying the procedural schedule in this
12 docket and further extending the tariff suspension period. As the current procedural schedule's due
13 date for the Company's next round of testimony is this Thursday, May 24, 2018, the Company and
14 Staff respectfully request expedited consideration of this motion under OAR 860-001-0420(6).

15 The Company filed this request for a general rate increase on December 29, 2017, to be
16 effective January 31, 2018. The Commission issued an order finding cause to investigate the filing
17 and suspending the rate filing for nine months, which expires October 31, 2018. On February 26,
18 2018, the Commission held a public comment hearing and a prehearing conference in Government
19 Camp, Oregon. ALJ Power issued a procedural schedule to which the parties had agreed. Since
20 that date, the parties have diligently proceeded with discovery and engaged in settlement
21 negotiation. On May 3, 2018, as required by the procedural schedule, Staff filed direct testimony.

22 In the course of discovery and developing testimony in this case, Staff identified several
23 transactions for which the Company needs the Commission's approval under ORS 757.480 and
24 ORS 757.495. These transactions include: (1) the 2014 transfer of the company to a new owner,
25 which occurred without Commission consideration or approval under ORS 757.480; (2) an
26 affiliated interest lease for office space; (3) an affiliated interest lease for storage space; and (4) an

1 affiliated interest agreement pertaining to the purported new owner's salary.¹ The Company and
2 Staff agree that the Company will make these four additional filings by June 5, 2018.²

3 To enable the redirection of Company resources to preparing these filings and responding
4 to discovery regarding the new filings, the Company requested a revised procedural schedule and a
5 further extension to the suspension period. These changes will enable the Commission to consider
6 and make a decision regarding these transactions before considering and making a decision
7 regarding this rate case. This order of events is desirable because all of the above transactions may
8 have a significant effect on the inputs to and outcome of the rate case. Staff agrees the requested
9 changes will provide for the most efficient and orderly resolution of this case and the additional
10 filings, and additionally will provide the Commission with the most adequate record for decision in
11 all of these matters. Staff therefore joins the Company's request.

12 Further extension of the suspension period beyond the initial nine months provided for in
13 ORS 757.215 will not harm ratepayers in this case. While Staff's direct testimony recommended a
14 small revenue decrease, that same testimony also noted that Staff's recommendations may change
15 to reflect updated figures for the affiliated interest agreements, if and when they are approved by
16 the Commission.³ The Company and Staff agree that the overall result of these changes will most
17 likely result in a revenue increase. Granting the Company's request for an extension to the
18 suspension period therefore will accrue to the ratepayers' benefit by delaying the rate increase that

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20

21 ¹ See *In re Pete's Mountain Water Company, Inc.*, OPUC Docket No. UW 117, Order No. 06-
22 657 (Dec. 4, 2006) (“[W]e agree [the water utility] must file affiliated interest contracts under
23 ORS 757.495 for the wages and salaries paid to [owner-operators] before we can complete our
review of the requested rate increase.”).

24 ² On March 30, 2018, the Company filed for approval of two of the affiliated interest agreements
25 in Docket Nos. UI 398 and UI 399. These filings inadvertently failed to include the affiliate's
26 cost information required by Section G of the form, which is necessary to enable the
Commission to apply the lower of cost or market standard under OAR 860-036-2230(e). The
Company agrees that it will withdraw UI 398 and UI 399 and refile applications for these
agreements including affiliate cost information by June 5, 2018.

³ Exhibit Staff/100, Brock/3, Brock/5-6, Brock/26, Brock/28-29 (filed May 3, 2018).

1 may result from this case. Extending the suspension period of a rate case with the affected
2 company's agreement is consistent with ORS 757.215(2) and past Commission practice.⁴

3 The Company and Staff have agreed to the below revised schedule:

4

5 **UW 174: Agreed Revised Schedule**

6 Activity	Date
7 Affiliated Interest / Transfer Applications Due	June 5, 2018
8 Staff Presents Affiliated Interest / Transfer 9 Applications to Commission at Public Meeting	August 28, 2018
10 Replacement Staff Direct Testimony Due ⁵	September 7, 2018
11 Settlement Conference	September 18, 2018
12 Company Reply Testimony ⁶	September 28, 2018
13 Staff Rebuttal Testimony	October 19, 2018
14 Company Surrebuttal Testimony	November 9, 2018
15 Cross Examination Statements and Exhibits	November 28, 2018
16 Evidentiary Hearing	December 11, 2018
17 Simultaneous Opening Briefs	January 4, 2019
18 Simultaneous Reply Briefs	January 25, 2019
19 Target Date for Commission Decision	March 22, 2019
20 New Suspension Expiration Date	March 31, 2019

21 Due to the impending due date for the Company's testimony on May 24, 2018, under the
22 current procedural schedule, and the need to redirect resources to the additional necessary filings,
23 the Company and Staff respectfully request expedited consideration of this motion under OAR
24 860-001-0420(6). No other parties have intervened in this case, and all parties to the case join this

25 ⁴ See Order No. 06-657, at 3-4 (citing ORS 757.215(2)).

26 ⁵ The parties agree that on this date, Staff may file testimony replacing its direct testimony filed
on May 3, 2018. This will enable both Staff and the Company to more efficiently scope their
respective testimony and to develop the most appropriate record for the Commission in this case.

⁶ The parties agree to a seven calendar-day discovery turnaround time following this date.

1 motion. Because further extension of the tariff suspension period would accrue to the benefit of
2 ratepayers, the Company and Staff agree that no time for response is necessary for this motion.

3 DATED this 22nd day of May, 2018.

4 Respectfully submitted,

5 ELLEN F. ROSENBLUM
6 Attorney General

7
8 
9 Elizabeth Uzelac, OSB # 170507
10 Assistant Attorney General
11 Of Attorneys for Staff of the Public Utility
12 Commission of Oregon

13 /s/ Wyatt E. Rolfe
14 Laura A. Schroeder, OSB # 873392
15 Wyatt Rolfe, OSB # 064926
16 Schroeder Law Offices, P.C.
17 Counsel for Government Camp Water, Inc.