

DECISION MEMORANDUM

TO: COMMISSIONER KJELLANDER
COMMISSIONER RAPER
COMMISSIONER ANDERSON
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL

FROM: EDWARD JEWELL
DEPUTY ATTORNEY GENERAL

DATE: MAY 8, 2019

SUBJECT: IN THE MATTER OF THE APPLICATION OF GEM STATE WATER COMPANY FOR APPROVAL OF ACQUISITION OF THE ASSETS AND TRANSFER OF THE CPCN'S OF DIAMOND BAR ESTATES AND BAR CIRCLE S WATER; CASE NOS. BCS-W-19-01 & DIA-W-19-01.

On April 29, 2019, Gem State Water Company, LLC (“Gem State Water” or “Company”) filed an Application seeking approval of the Company’s acquisition of the assets of Diamond Bar Estates, L.L.C. (“Diamond Bar”) and Bar Circle “S” Water, Inc. (“Bar Circle”) and the transfer of each Company’s respective certificate of public convenience and necessity (“CPCN”) to Gem State Water.

THE APPLICATION

Gem State Water states Diamond Bar is a regulated water utility that currently serves approximately 46 customers under CPCN No. 413. Application at 4. Gem State Water states Bar Circle is a regulated water utility that serves approximately 218 residential customers and one commercial customer under CPCN No. 296. *Id.* Diamond Bar and Bar Circle both serve customers in or near Kootenai County, Idaho. *Id.* Gem State Water is not requesting any changes to rates, rate structure, or other charges in this Application and states that any future changes will be based on prudently incurred capital expenditures and other accepted ratemaking principles. *Id.*

STAFF RECOMMENDATION

Staff recommends the Commission issue a Notice of Application and Notice of Modified Procedure and set a comment deadline of July 23, 2019, and a reply comment deadline of July 30, 2019.

COMMISSION DECISION

Does the Commission wish to issue a Notice of Application and Notice of Modified Procedure and set a comment deadline of July 23, 2019, and a reply comment deadline of July 30, 2019?



Edward J. Jewell
Deputy Attorney General

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