

BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

UW 120

In the Matter of

**CROOKED RIVER RANCH WATER
COMPANY,**

Request for rate increase in total annual
revenues from \$806,833 to \$868,453 or
8.13 percent.

**RESPONSE AND MOTION FOR
RECONSIDERATION /
CLARIFICATION**

I. MOTION

Crooked River Ranch Water Company (“CRRWC”) moves for reconsideration and/or clarification of the PUC’s ruling dated May 16, 2008, denying CRRWC’s motion for an extension of time in which to comply with two provisions of Order No. 08-243: (1) submission of contracts for James and Jacquie Rooks for approval under ORS 757.495; and (2) submission of a different accounting of the special assessment surcharge funds.

For the reasons set forth below, CRRWC respectfully requests additional time in which to respond to Order No. 08-243 and clarification of the that Order.

II. DISCUSSION

PUC issued Order No. 08-243 on May 2, 2008. Included in that order was a direction that CRRWC submit contracts for James and Jacquie Rooks for approval under ORS 757.495 and submit a different accounting of the special assessment surcharge

funds. PUC ordered that those submissions be made by today's date: May 19, 2008.

CRRWC is working diligently to comply with PUC's order, but is unable to provide a complete response today for the following reasons:

(1) CRRWC's primary counsel, Tim Gassner, is out of the office until May 21, 2008. In Mr. Gassner's absence, the undersigned have been attempting to assist CRRWC in its efforts to comply with PUC's order. The undersigned counsel were retained to handle the appeal of PUC's jurisdiction order, but have little prior history with the issues raised in Order 08-243. Therefore, both CRRWC and its counsel are hampered in their attempt to meet the short deadline imposed by PUC.

(2) As to the submission of a different accounting of the special assessment surcharge funds, it was not apparent to CRRWC or its counsel how its submission of April 8, 2008, was insufficient. Accordingly, CRRWC has sought clarification from PUC. *See* Exhibit A (May 14, 2008, letter from Jona Maukonen to Paul Graham, counsel for PUC and Jason Jones, counsel for PUC staff). Counsel for CRRWC spoke with counsel for PUC and for PUC staff today, and now have a better understanding of what format of accounting might be satisfactory to PUC. Additional explanation would be helpful. In any event, CRRWC simply is unable to submit a new accounting today and needs more time to reconstruct the accounting and provide the additional explanations requested by PUC.

(3) As to the submission of applications for approval of CRRWC's employment arrangements with James and Jacqui Rooks pursuant to ORS 757.495, counsel for CRRWC is submitting applications on this date. CRRWC recognizes,

however, that it might need to supplement those applications with additional information due to the haste with which they were prepared in order to meet PUC's deadline.

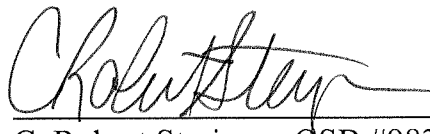
III. CONCLUSION

CRRWC is doing everything it can to respond to PUC's demands in a timely and complete manner. CRRWC respectfully requests that PUC reconsider its denial of CRRWC's motion for an extension of time of 15 days from the current due date of May 19, 2008, to submit a different accounting of the special assessment fund, so that CRRWC will have the time necessary to work with its counsel and with PUC to produce an accounting that satisfies PUC's request.

Dated: May 19, 2008.

GLENN SITES REEDER & GASSNER LLP
Timothy R. Gassner, OSB #023090

HARRANG LONG GARY RUDNICK P.C.



C. Robert Steringer OSB #98351
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May 14, 2008

VIA EMAIL

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Paul A. Graham
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Re: Crooked River Ranch Water Company

Dear Jason and Paul:

Thank you for speaking with me today regarding Crooked River Ranch Water Company's (CRRWC) response to PUC Order No. 08-243. As I explained, we are assisting CRRWC with its response. CRRWC has requested an extension of time so that we can provide guidance on its response and because its primary counsel, Tim Gassner, will be out of state for a week on a pre-planned vacation. I would appreciate any assistance you can provide with respect to the extension.

In responding to Order No. 08-243, it would be helpful to know specifically what information PUC is seeking to supplement CRRWC's prior responses regarding the special assessment fund accounting. In particular, on April 8, 2008, CRRWC submitted its response to PUC Order No. 08-177. That response included:

- An explanation of the difference in the current balance of the special assessment fund reflected in that response as compared to earlier responses,
- A brief statement about the Board Resolution, and
- A five page spreadsheet detailing the specific debits and credits pertaining to the special assessment.

Jason W. Jones
Paul A. Graham
May 14, 2008
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I would appreciate clarification and guidance on what additional information PUC needs beyond that response so that I can advise my client accordingly.

In addition, you agreed to send examples of what other regulated entities have submitted with respect to the contract approval process for affiliated interests. That guidance will be appreciated.

Thank you for your attention to this matter.

Sincerely,



Jona J. Maukonen

JMM:vrs

cc: Tim Gassner
Client

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EXHIBIT A
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CERTIFICATE OF FILING AND SERVICE

I certify that on May 19, 2008, I filed the original of the foregoing RESPONSE AND MOTION FOR RECONSIDERATION / CLARIFICATION via first class mail and e-mail addressed to the following:

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