

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

UW 119

In the Matter of	)	
	)	
AGATE WATER COMPANY	)	MEMORANDUM
	)	
Request for an increase in annual revenues	)	
of \$202,800 or 45.7 percent.	)	

**DISPOSITION: HEARING PROCEDURE DESCRIBED**

The general purpose of the hearing set for May 10, 2007, in Bend is to put into the record the evidence and argument pertinent to the decision the Commission will make in this case.

1. Each party (Company, Staff and the seven intervenors) will offer its written testimony, if any, into the record and swear to its truthfulness. There will be no need for the party to read or summarize the testimony, as it will be in the record in its entirety.
2. Since the parties have not had a complete opportunity to rebut the written testimony filed by opposing parties, any witness may provide oral factual rebuttal testimony in response to written testimony of an opposing party.
3. Each witness will be subject to cross-examination on his/her written testimony and any oral rebuttal testimony. That is, the intervenors may cross-examine Staff's witnesses, and Staff counsel or Company may cross-examine any of the intervenors.
4. The Administrative Law Judge may ask clarifying questions of any witness.
5. When the evidence is all in, each party will be given an opportunity to make a closing argument.
6. The hearing will be recorded by a court reporter.

This is a general outline of the hearing procedure. It is subject to change as needed to achieve the goal of providing a sound record in this matter.

All customers of the company are, of course, welcome to attend the hearing. It should be understood, however, that this hearing is not an opportunity for customers who are not intervenors to make comments regarding the rate case. Customers who wish to file comments should submit them separately to the Commission.

Dated at Salem, Oregon, this 4th day of May, 2007.

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Allen Scott  
Administrative Law Judge