

1 **BEFORE THE PUBLIC UTILITY COMMISSION**
2 **OF OREGON**

3 UW 120

4 In the Matter of

5 CROOKED RIVER RANCH WATER
6 COMPANY

STAFF MOTION TO COMPEL

7 Request for Rate increase resulting in total
8 annual revenues of \$868,453.

9 **INTRODUCTION**

10 On September 6, 2007, the Public Utility Commission of Oregon (Staff) served Data
11 Request No. 128 on Crooked River Ranch Water Company (CRRWC or Company). The
12 Company's response was due September 21, 2007. Staff has received no response.

13 Pursuant to OAR 860-014-0070(3), Staff files this motion to compel production and
14 respectfully requests a ruling or order requiring CRRWC to provide full and complete answers.
15 Consistent with OAR 860-014-0070(3), Staff has conferred with counsel for CRRWC and we are
16 unable to resolve this matter.

17 **DISCUSSION**

18 Based upon the history of this proceeding, Staff does not expect CRRWC to abide by
19 outstanding motions to compel. As such, Staff is requesting a ruling granting Staff's motion to
20 compel a full and complete answer to Data Request No. 128. Assuming Staff's expectation is
21 correct, Staff intends to request for a subpoena that will cover the most important information not
22 provided pursuant to the three motions to compel.

23 **Data Request No. 128**

24 The question requests bank information related to CRRWC's general fund account.
25 Specifically, it requests the name, address, and telephone number of the bank where the general
26 fund is maintained; all bank account statements concerning CRRWC's general fund account for

1 all months in 2006 and through July 2007; and copies of all checks written by CRRWC that were
2 processed or recorded by the bank for the time period listed above, unless already included by
3 the account statements requested above.

4 This information is required by Staff:

- 5 ■ In order to confirm revenue and expenses;
- 6 ■ Attempt to determine the differences between the Company’s requested
expense amounts and Staff’s recommended expense amounts;
- 7 ■ Ensure any expense not accounted for by Staff in its analysis is for the
8 operation of the utility; and
- 9 ■ To examine the Company’s cash flow and monthly cash needs to ensure the
Company will continue to have sufficient funds for ongoing operations.

10 **CONCLUSION**

11 For the foregoing reasons, Staff respectfully requests that CRRWC be compelled to
12 produce the information discussed herein. Assuming Staff’s motion is granted, Staff also states
13 its intention to request a subpoena for information not provided pursuant to Staff’s three motions
14 to compel.

15 DATED this 26th day of September 2007.

16 Respectfully submitted,

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18 HARDY MYERS
Attorney General

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20 s/ Jason W. Jones
21 Jason W. Jones, #00059
22 Assistant Attorney General
Of Attorneys for Public Utility Commission of
23 Oregon Staff

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1 **CERTIFICATE OF SERVICE**

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3 I certify that on September 26, 2007, I served the foregoing upon all parties of record in
4 this proceeding by delivering a copy by electronic mail and by mailing a true and exact copy by
5 postage prepaid first class mail or by hand delivery/shuttle mail to the parties accepting paper
6 service.

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