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BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

UW 78

In the Matter of)	
)	
ILLAHE ESTATES WATER SYSTEM, INC.)	ORDER
)	
Application for Approval of Existing Rate System.)	

DISPOSITION: HEARING REOPENED

On February 28, 2002, the Commission issued Order No. 02-124 in this docket. Thereafter, several customers of the company contacted the Commission to assert that they had not received proper notice of the proceeding. On May 20, 2002, the company filed a Motion to Reopen Hearing. It does not acknowledge defects in the notice but asks for reopening "to ensure that all due process requirements have been met." It asks that the rates allowed in Order No. 02-124 remain in force until a modified order is entered. It also asks that a correction in the tariff sheets be entered to correct a typographical error. The Motion notes that PUC Staff concurs with the Motion.

Commission Disposition

The request to reopen is granted. It is appropriate that the matter be reviewed to make certain that customers have had an opportunity to participate in the proceeding. We direct the Administrative Law Judge to schedule a prehearing conference to establish a procedure for reopening the hearing.

We grant the company's request that the rates allowed in Order No. 02-124 remain in effect pending our consideration of the augmented record. We also grant the company's request that Tariff Sheet No. 01-3, Schedule No. 1, be modified to read that water rates shall be billed "bi-monthly" rather than "monthly."

ORDER

IT IS ORDERED that:

1. The hearing in this matter is reopened in accordance with our discussion in this order.
2. The rates allowed in Order No. 02-124 shall remain in effect pending any modification based upon the reopening of the hearing.
3. Tariff Sheet No. 01-3, Schedule No. 1, is modified to read that water rates shall be billed “bi-monthly” rather than “monthly.”

Made, entered, and effective _____.

Roy Hemmingway
Chairman

Lee Beyer
Commissioner

Joan H. Smith
Commissioner

A party may request rehearing or reconsideration of this order pursuant to ORS 756.561. A request for rehearing or reconsideration must be filed with the Commission within 60 days of the date of service of this order. The request must comply with the requirements in OAR 860-014-0095. A copy of any such request must also be served on each party to the proceeding as provided by OAR 860-013-0070(2). A party may appeal this order to a court pursuant to applicable law.

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