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Submitted: November 25, 2008

BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

Douglas J. Markham and Andrea Gasporra,)	Docket No. 07-2025-01
Petitioners,)	
V.)	MOTION TO DISMISS
)	COMPLAINT
DAMMERON VALLEY WATER WORKS,)	
RESPONDENT.)	
)	

On January 3, 2007, Pursuant to Utah Code Ann. §§ 54-7-9 and 63-46b-3(3)(a) and Utah Admin. Code § R746-100-3.F.1, Douglas J. Markham and Andrea Gasporra ("Petitioners") filed a Complaint and Request for Investigation of certain matters involving the operations of Dammeron Valley Water Works ("DVWW").

Subsequent to a technical and procedural conference conducted by Administrative Law Judge Steven Goodwill in St. George, Utah on Jun 12, 2008, the Petitioners and Respondent DVWW engaged in a variety of settlement discussions.

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¹Dammeron Valley Water Works is a DBA registered with the Utah Department of Commerce.

Pursuant to those discussions, the parties have resolved their differences through a mutually agreeable settlement agreement.

WHEREFORE, Petitioners respectfully request that the Commission dismiss the Petitioners' complaint in this docket, with prejudice.

DATED this ____ day of November 2008.

Respectfully submitted,

JONES, WALDO, HOLBROOK & McDonough, P.C.

Gary G. Sackett

Attorney for

Douglas J. Markham and Andrea Gasporra

CERTIFICATE OF SERVICE

I certify that on November 25, 2008, I caused a correct copy of the MOTION TO DISMISS COMPLAINT to be mailed via US Mail to:

Brooks Pace
President
Dammeron Corporation
1 Dammeron Valley Drive East
Dammeron Valley, Utah 84783-5149

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