

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Request for a Rate)
Increase of Hidden Creek Water Company) DOCKET NO. 09-2440-01
) ORDER OF STAY AND ORDER FOR
) TECHNICAL CONFERENCE
)

ISSUED: March 25, 2010

By The Commission:

This matter is before the Commission on several of Hidden Creek Water Company ratepayers' purported requests for reconsideration. Some of the ratepayers complained of not having received notice of the proposed application for rate increase, some of having inadequate notice, and some of having received notice but of disagreeing with the order entered by the Commission in February 2010.

ORDER

The Commission does desire that ratepayers have sufficient notice to voice their opinions before any rate increase is approved. It appears to the Commission that enough ratepayers did not receive notice or failed to receive adequate notice, that the Commission will stay its February 2010 order approving the rate increase. However, the Commission does not make a finding or state a legal conclusion as to whether any or all of the ratepayers are aggrieved parties under Utah Code 63G-4-301 or under Utah Code Ann. 54-7-15. The Commission stays its order and issues this order for purposes of allowing public input before any proposed rate increase is approved or disapproved, either in whole or in part.

The Company is hereby ordered to do the following:

1. Until further notice, it shall forego billing the rates approved in the February 2010 order, and shall bill the rates in effect previous to that order.
2. Contact the Division and establish a technical conference at a date and time reasonably calculated to allow as many ratepayers as may be able to attend. The technical conference should take place in the next 45 days;
3. Arrange for a convenient location for the technical conference. This may be at the Heber M. Wells Building located at 160 East 300 South, Salt Lake City, Utah. The Company shall pay for any costs of reserving a location for the technical conference. Other possibilities may include rented locations in cities neighboring Hidden Creek's service area.
4. The Company shall provide notice of the technical conference to each ratepayer **NO LATER THAN 15 DAYS** before the scheduled date of the technical conference as follows:

Dear customer:

You are invited to attend a technical conference that will be held on (date) at (time) in (location of technical conference). The purpose of this technical conference is to allow officers of Hidden Creek Water Company to present the reasons for a proposed rate increase. The rate increase could raise the rates you pay for water usage.

Hidden Creek officers will first present the reasons for their requested increase. Personnel for the Utah Division of Public Utilities will also be in attendance. The Division will then present its recommendation. Previously, the Division had recommended that Hidden Creek be allowed to increase its rates in order to maintain a viable water system. Afterward, there will be some time for questions and answers.

5. No later than 1 week before the technical conference, the Company shall provide verification to the Commission that it provided the notice as ordered herein;
6. At the technical conference, the Company shall have available copies of their request to distribute to ratepayers that may attend.

Additionally, the Division shall have sufficient copies of its recommendation for distribution to ratepayers that may attend.

For those that wish to view documents filed with the Commission before the technical conference, those documents, including the Request for Rate Increase and Division recommendation are available online and may be accessed here:

<http://www.psc.utah.gov/utilities/water/waterindx/09244001indx.html>

Please take note that issues surrounding conditions, covenants, and restrictions (CCR's), contractual obligations, transformation of Hidden Creek from a non-profit to a for-profit entity, and matters of internal corporate governance are beyond the jurisdiction of the Public Service Commission. These proceedings will only consider the proposed rate increase.

After the technical conference is held, the Commission will set a hearing, with time for public witness testimony, to review the application and determine if its February 2010 order should be rescinded, altered, or should remain unchanged, or determine other course of action as necessary.

DATED at Salt Lake City, Utah, this 25th day of March, 2010.

/s/ Ruben H. Arredondo
Administrative Law Judge

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Approved and confirmed this 25th day of March, 2010 as the Order of Stay and Order for Technical Conference of the Public Service Commission of Utah.

/s/ Ted Boyer, Chairman

/s/ Ric Campbell, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary
G#65795