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State of Utah
Department of Commerce
Division of Public Utilities

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Executive Director

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Deputy Director

PHILIP J. POWLICK
Director, Division of Public Utilities

MEMORANDUM

DATE: November 3, 2010

TO: Public Service Commission

FROM: Division of Public Utilities
Philip Powlick, Director
Rea B. Petersen, Manager Customer Service

RE: Deweyville Residents vs. Cedar Ridge Distribution Company
Docket No. 10-2423-01

Recommendation: Suspend Complaint

Complaint Analysis: Bryce and Lori Wiser; Buddy and Dorothy Hogan; Keith and Barbara Anderson; Frank and Traci Walker; Doug and Dianne Adams filed a formal complaint/petition with the Public Service Commission on October 3, 2010 against Cedar Ridge Distribution Company (Cedar Ridge). The residents are complaining about a water well that was sold to Tremonton City and how the sale of that well will affect them as customers of Cedar Ridge Distribution Company. The residents also ask other questions about voting rights, an accounting of the money paid to Cedar Ridge, repair/replacement of pumps, testing of fire hydrants, installation of individual water meters, and whether the company should be regulated by the Public Service Commission.

As stated in the Deweyville Residents complaint/petition Cedar Ridge has never obtained a Certificate of Public Convenience and Necessity (CPCN) nor have they obtained a Certificate of Exemption. An Order to Show Cause was issued in February 2004 and later withdrawn based on Cedar Ridge responding that they would apply for

an exemption as a mutual water company which was not done. At the time the complaint was filed Cedar Ridge did not have a CPCN nor an exemption

Division Recommendation: Shauna Springer of the Division of Public Utilities (Division) has been in contact with David Thompson of Cedar Ridge and on August 30, 2010 sent him the required forms to complete in order to be in compliance. As of this date, Mr. Thompson has not responded. Because Mr. Thompson has not provided the required information to the Division, it has not been determined if Cedar Ridge should be exempt or regulated.

The Division recommends that the Commission suspend any action on this complaint until it is determined if Cedar Ridge should be regulated or exempt. The Division will petition the Public Service Commission for an Order to Show Cause against Cedar Ridge by November 23, 2010. Once a decision on regulated or exempt status has been made, the commission can determine either how to proceed with the complaint or dismiss the complaint.

Cc: Cedar Ridge Distribution Company
Deweyville Residents