

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Formal Complaint of)
Terrance K. and Lisa G. Orr vs. Eagles) DOCKET NO. 13-2477-01
Landing Water Company, LLC) NOTICE OF HEARING

ISSUED: October 23, 2013

By The Commission:

NOTICE OF HEARING

Notice is given that a hearing in the above-entitled matter will be conducted by the Administrative Law Judge of the Public Service Commission on **Tuesday, November 26, 2013, beginning at 1:30 p.m.** The hearing will be held at the **Fourth Floor Hearing Room 451**, Heber M. Wells State Office Building, 160 East 300 South, Salt Lake City, Utah. All parties must have their witnesses in attendance and prepared to testify. If this matter has already been resolved, or if either party has reason to believe facts exist that would make holding a hearing no longer necessary, please update the Commission immediately so the hearing can be cancelled.

In addition to presenting their respective cases, parties should come to the hearing prepared to explain the following:

1. Which, if any, provision of law or order or rule of the Commission has allegedly been violated?;
2. To what extent is Utah Code Ann. § 54-8a-4 implicated by complainants' request to have the water line marked in front of their property?;

3. What is the Commission's authority to require the utility to perform the requested action?; and

4. To what extent should this complaint be heard by the Underground Facilities Damage Dispute Board, as set forth in Utah Code Ann. § 54-8a-13?

We welcome the Division of Public Utilities' views on any of these issues as well.

Individuals wishing to participate in the hearing by telephone should contact the Public Service Commission two days in advance by calling (801) 530-6716 or (toll-free) 1-866-PSC-UTAH (1-866-772-8824). Participants attending by telephone should then call the Public Service Commission at one of the numbers posted above five minutes prior to the hearing to ensure participation.

In accordance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this hearing should notify the Commission at 160 East 300 South, Salt Lake City, Utah 84111, (801) 530-6716, at least three working days prior to the hearing.

DATED at Salt Lake City, Utah, this 23rd day of October, 2013.

/s/ Melanie A. Reif
Administrative Law Judge

Attest:

/s/ Gary L. Widerburg
Commission Secretary
DW#248165

CERTIFICATE OF SERVICE

I CERTIFY that on the 23rd day of October, 2013, a true and correct copy of the foregoing was served upon the following as indicated below:

By U.S. Mail:

Terrance K. and Lisa G. Orr
391 East 1790 North
Pleasant Grove, UT 84062

Eagles Landing Water Company, LLC
2696 No. University Ave., Ste. 220
Provo, UT 84604

Eagles Landing Water Company, LLC
c/o David W. Olsen, Manager
1094 North Ridge Way
Spanish Fork, UT 84660

David Olsen, President
Eagles Landing Water Company, LLC
3000 N. University Ave., Ste. 350
Provo, UT 84604

By E-Mail:

J. Craig Smith (jcsmith@smithlawonline.com)
Smith Hartvigsen, PLLC
Counsel for Eagles Landing Water Company, LLC

Patricia Schmid (pschmid@utah.gov)
Justin Jetter (jjetter@utah.gov)
Brent Coleman (brentcoleman@utah.gov)
Utah Assistant Attorneys General

By Hand-Delivery:

Division of Public Utilities
160 East 300 South, 4th Flr.
Salt Lake City, UT 84114

Office of Consumer Services
160 East 300 South, 2nd Flr.
Salt Lake City, UT 84114

Administrative Assistant