

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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In the Matter of WaterPro Inc.'s Application  
for Culinary Water Rate Case

DOCKET NO. 16-2443-01  
NOTICE AND SUPPLEMENTAL ACTION  
REQUEST

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ISSUED: May 18, 2018

On January 18, 2017, WaterPro Inc. ("WaterPro") filed an Application for Culinary Water Rate Case. The parties subsequently entered into a Settlement Stipulation and, on August 8, 2017, the Public Service Commission ("PSC") issued its Order Approving Stipulation and Associated Tariff Changes ("Order"). On August 10, 2017, WaterPro filed one updated page of its tariff, page four, pursuant to the Order.

On March 15, 2018, WaterPro filed a document styled "Tariff Applicable to Culinary Water Service Waterpro, Inc.," which appears to be a copy of its full tariff. The PSC issued an Action Request to the Division of Public Utilities ("DPU") on March 21, 2018, asking the DPU to review the filing for compliance, to make a recommendation and to do so by April 9, 2018.

On March 22, 2018, WaterPro sent the PSC an email explaining that WaterPro made its March 15 filing because a representative from DPU had asked WaterPro to "forward an updated Tariff indicating our current rates." The email included an attached copy of the tariff and a copy of page four, representing the changes to page four reflected the changes approved in the PSC's Order.

On April 9, 2018, the DPU filed a request for a 30-day extension to respond to the Action Request, which the PSC granted that same day. On May 9, 2018, the DPU filed comments with the PSC representing the changes to page four of the tariff were consistent with the PSC's Order but observing there were changes to other sheets in the tariff with respect to connection fees,

miscellaneous fees and penalties that have not been approved by the PSC. The DPU asks the PSC to reject the tariff changes.

The PSC notes the copy of page four that WaterPro submitted to the PSC on March 15 and March 22, 2018 is identical to the copy it submitted on August 10, 2017 pursuant to the PSC's Order.

WaterPro did not submit an advice letter, or other request for action, identifying or requesting changes to its tariff pursuant to R746-405-2 in its March 15 or March 22, 2018 submissions. In fact, it explains that it made its filing on March 15 only because it believed the DPU desired for it to do so.

Accordingly, the PSC gives notice that it does not consider WaterPro's filing a proper request to modify its PSC-approved tariff. While it does not appear WaterPro intended to modify its PSC-approved tariff, the PSC expressly rejects any changes to the tariff in the March 15 and March 22, 2018 filing that have not been previously approved. (For clarity, the changes to page four originally made in the August 10, 2017 filing pursuant to the PSC's Order constitute part of the PSC-approved tariff and should remain in effect.)

The PSC is concerned that WaterPro's March 15, 2017 filing, its subsequent email, and the DPU's comments suggest WaterPro has been in the practice of charging fees that are not represented in its PSC-approved tariff. We direct the DPU to please investigate further and file a memorandum with the PSC on or before June 22, 2018, advising whether WaterPro is in compliance with its approved tariff and applicable PSC orders.

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DATED at Salt Lake City, Utah, May 18, 2018.

/s/ Michael J. Hammer  
Presiding Officer

Attest:

/s/ Gary L. Widerburg  
PSC Secretary  
DW#302264

CERTIFICATE OF SERVICE

I CERTIFY that on May 18, 2018, a true and correct copy of the foregoing was delivered upon the following as indicated below:

By Electronic-Mail:

Darrin L. Jensen-Peterson ([jensen@waterpro.net](mailto:jensen@waterpro.net))  
WaterPro Inc.

Patricia Schmid ([pschmid@agutah.gov](mailto:pschmid@agutah.gov))  
Justin Jetter ([jjetter@agutah.gov](mailto:jjetter@agutah.gov))  
Assistant Utah Attorneys General

Erika Tedder ([etedder@utah.gov](mailto:etedder@utah.gov))  
Division of Public Utilities

By Hand-Delivery:

Office of Consumer Services  
160 East 300 South, 2nd Floor  
Salt Lake City, UT 84111

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Administrative Assistant