

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

Formal Complaint of Shane Houskeeper against South Duchesne Culinary Water, Inc.	<u>DOCKET NO. 17-2372-02</u>
	<u>NOTICE</u>

ISSUED: June 7, 2018

On April 9, 2018, Shane Houskeeper filed a document styled Petition for Redetermination (“Filing”). The document raised arguments against South Duchesne Culinary Water, Inc.’s (“SDCW”) Petition for Redetermination, upon which the Public Service Commission (“PSC”) had already ruled.

The PSC issued a Notice on April 25, 2018 (“Notice”), noting the Filing was untimely as a response to SDCW’s Petition for Redetermination but further noting it contained allegations concerning SDCW’s failure to comply with the PSC’s February 13, 2018 and April 3, 2018 orders in this docket (collectively, “Orders”). The Notice offered the parties an additional opportunity to comment on the Filing, and the PSC independently issued an Action Request to the Division of Public Utilities (“DPU”) on April 18, 2018, requesting the DPU to review the Filing and indicate whether the DPU has a recommendation.

Mr. Houskeeper filed additional comments on May 10, 2018, SDCW filed additional comments on April 25, 2018, and the DPU filed comments on May 17, 2018.

In its comments, the DPU confirms, consistent with SDCW’s representation in its comments, that SDCW neglected to refund to Mr. Houskeeper \$130 of late fees as required under the Orders. SDCW has represented that it was not aware of the oversight until Mr. Houskeeper’s filing and that it remediated the problem as soon as it was made aware of the

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mistake. The DPU confirms that it has communicated with Mr. Houskeeper and that he “agrees that he has now been paid what is owed.” (DPU Comments at 2.)

Given that SDCW’s error appears to have been unintentional and, more importantly, remediated without argument as soon as SDCW was put on notice of the mistake, the PSC does not find an additional violation has occurred that warrants lifting the suspended portion of the penalty under the Orders or imposing a fine for a new violation. However, the PSC reminds SDCW that the suspended portion of the penalty will be imposed in the event the PSC finds SDCW commits an additional violation of tariff, statute, or rule as enumerated in the Orders. In light of the billing practice violations found to exist in the Orders, the PSC expects SDCW to exercise strong diligence in ensuring no additional violations occur.

Having issued its final order in this docket on April 3, 2018, the PSC gives notice it considers the complaint that initiated this docket resolved. If additional circumstances have arisen or later arise about which Mr. Houskeeper seeks to complain with respect to SDCW, he should initiate a new complaint consistent with the Utah Administrative Code.

DATED at Salt Lake City, Utah, June 7, 2018.

/s/ Michael J. Hammer
Presiding Officer

Attest:

/s/ Gary L. Widerburg
PSC Secretary
DW#302682

CERTIFICATE OF SERVICE

I CERTIFY that on June 7, 2018, a true and correct copy of the foregoing was served upon the following as indicated below:

By E-Mail:

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