

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Investigation into the)	
Request to Cancel the Certificate of)	<u>DOCKET NO. 06-2189-01</u>
Public Convenience and Necessity for)	<u>REPORT AND ORDER CANCELING</u>
Chekshani Water Company)	<u>CERTIFICATE</u>
)	

ISSUED: September 19, 2006

SYNOPSIS

Petitioner having notified the Commission that all of its assets have been transferred to the Central Iron County Water Conservancy District, and no detriment to the public interest appearing, the Commission cancelled Petitioner's certificate.

By The Commission:

PROCEDURAL HISTORY, DISCUSSION, AND FINDINGS

On July 31, 2006, Petitioner Chekshani Water Company sent an email to the Division of Public Utilities ("Division") notifying the Division that Petitioner had transferred all of its assets to the Central Iron County Water Conservancy District ("Conservancy"), Cedar City, Utah. On August 1, 2006, the Conservancy filed a memorandum with the Commission confirming said transfer and requesting cancellation of Petitioner's Certificate of Public Convenience and Necessity ("Certificate").

On August 7, 2006, the Division filed a memorandum recommending cancellation of Petitioner's Certificate issued by the Commission on May 18, 1993, in Docket No. 92-2189-01. The Division notes its investigation confirms the Conservancy, a Special Service District not subject to Commission regulation, has acquired all of Petitioner's assets.

Because this Commission does not regulate the provision of culinary water service by a Special Service District, the transfer of Petitioner's assets and operations to the Conservancy effectively terminates Commission regulation of those assets and operations. Therefore, based on the foregoing information, and no detriment to the public interest appearing, the Administrative Law Judge enters the following proposed

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

- The Certificate of Public Convenience and Necessity, issued March 18, 1993, in Docket No. 92-2189-01, to Chekshani Water Company be, and it is, cancelled and annulled effective the date of this Order.
- Pursuant to *Utah Code Annotated* §§ 63-46b-12 and 54-7-15, agency review or rehearing of this order may be obtained by filing a request for review or rehearing with the Commission within 30 days after the issuance of the order. Responses to a request for agency review or rehearing must be filed within 15 days of the filing of the request for review or rehearing. If the Commission fails to grant a request for review or rehearing within 20 days after the filing of a request for review or rehearing, it is deemed denied. Judicial review of the Commission's final agency action may be obtained by filing a Petition for Review with the Utah Supreme Court within 30 days after final agency action. Any Petition for Review must comply with the requirements of *Utah Code Annotated* §§ 63-46b-14, 63-46b-16 and the Utah Rules of Appellate Procedure.

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DATED at Salt Lake City, Utah, this 19th day of September, 2006.

/s/ Steven F. Goodwill
Administrative Law Judge

Approved and Confirmed this 19th day of September, 2006, as the Report and
Order of the Public Service Commission of Utah.

/s/ Ric Campbell, Chairman

/s/ Ted Boyer, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary
G#50480