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SOAH DOCKET NO. 473-17-0119.WS

PUC DOCKET NO. 46245

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APPLICATION OF DOUBLE	§	BEFORE THE STATE OFFICE
DIAMOND UTILITY COMPANY, INC.	§	OF
FOR WATER AND SEWER	§	ADMINISTRATIVE HEARINGS
RATE/TARIFF CHANGE	§	

**SECOND AGREED MOTION TO EXTEND DEADLINES,  
EXTEND THE EFFECTIVE DATE  
AND RESET DATE FOR COMMISSION CONSIDERATION**

COMES NOW, Double Diamond Utility Company, Inc. (“DDU”) and requests an extension of the post-Proposal for Decision deadlines and the effective date, and request resetting the proposed date for Commission Consideration. The White Bluff Ratepayers’ Group (“WBRG”), and The Cliffs Utility Committee (“TCUC”) agree with this motion, and Commission Staff does not oppose this motion.

The Proposal for Decision (“PFD”) in this proceeding was issued by Administrative Law Judge Casey Bell on February 13, 2018. On February 14, 2018, the Commission issued its scheduling order. An Agreed Motion to Extend Deadlines, Extend the Effective Date and Reset Date for Commission Consideration was filed on February 21, 2018. The Commission issued its Order No. 3, Granting Agreed Motion and Extending Suspension of Effective Date of Proposed Rates, and revised its open meeting date on February 23, 2018, pursuant to which the deadline to file exceptions to the PFD was extended to March 14, 2018, and the deadline to file replies to exceptions was extended to March 28, 2018. The Commission’s open meeting to consider the PFD is currently scheduled for April 12, 2018.

DDU filed requests to the Commission on February 15, 2018, and on March 6, 2018, to make the number running memoranda and workpapers available to the parties, including the native Excel files. The requested information was made available to the parties on March 8, 2018.

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DDU requests, and TCUC and WBRG agree, a two-week extension of the deadlines to file exceptions to the PFD and replies thereto, in order to allow the parties interested in this proceeding sufficient time to review, analyze and consider the native form of the calculations relied upon by Judge Bell.

In addition, and in recognition of the jurisdictional deadlines in this docket, DDU requests, and TCUC and WBRG agree, to extend the suspended effective date of the proposed rates from May 1, 2018, to May 15, 2018, and to maintain the agreed “relate back” date of February 21, 2018, for purposes of determining refunds or surcharges depending upon the outcome of the case.

The requested extensions of time will impact the deadlines outlined by the Commission Advising & Docket Management in its February 23, 2018, Scheduling Order as follows:

<b><u>EXTENSION OF</u> Deadline for Filing Exceptions to PFD:</b>	<b>March 28, 2018</b>
<b><u>EXTENSION OF</u> Deadline for Filing Replies to Exceptions:</b>	<b>April 12, 2018</b>
<b><u>NEW DATE</u> for consideration at Commission Meeting:</b>	<b>April 27, 2018</b>

Counsel for DDU has discussed this proposed motion with counsel for WBRG, the representative for TCUC, and counsel for the Commission Staff. WBRG and TCUC agree with this request. The Commission staff does not oppose the motion. The requested extensions are not made for delay, but so that justice may be served.

WHEREFORE, PREMISES CONSIDERED, the DDU hereby requests a two-week extension of the post-Proposal for Decision deadlines, extension of the suspended effective and resetting of this docket to the Commission meeting date, all as outlined above.

Respectfully submitted,

By:   
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ATTORNEY FOR DOUBLE DIAMOND  
UTILITY COMPANY, INC.

**CERTIFICATE OF SERVICE**

I hereby certify that I have served or will serve a true and correct copy of the foregoing document via hand delivery, facsimile, electronic mail, overnight mail, U.S. mail and/or Certified Mail Return Receipt Requested to all parties on this the 9<sup>th</sup> day of March, 2018

  
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John J. Carlton