

Decision \_\_\_\_\_

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Application of James L. and Marianne S. Orvis to sell, and Aspen Forest Investment Co., LLC, to buy, Five Thousand (5,000) Shares of the Common Stock of the water system known as Lake Alpine Water Company, Inc. (U148WTD) Located in Alpine County, California.

Application 11-04-013  
(Filed April 15, 2011)

**ORDER EXTENDING STATUTORY DEADLINE****Summary**

This decision extends the statutory deadline in this proceeding to June 26, 2015.

**1. Background**

Pub. Util. Code § 1701.5(a) provides that ratesetting matters such as this application shall be resolved within 18 months of issuance of the scoping memo for the proceeding, unless the Commission makes findings why that statutory deadline cannot be met and issues an order extending the 18-month deadline for a period not exceeding 60 days.

In this proceeding, the scoping memo was issued on June 27, 2013, therefore the 18-month deadline for resolving the proceeding was December 27, 2014. The Commission has extended the statutory deadline and on February 12, 2015, Decision (D.) 15-02-016 extended the statutory deadline of this proceeding to April 26, 2015.

On March 21, 2013, the Commission issued D.13-03-007 granting conditional authority for James L. and Marianne S. Orvis to sell and Aspen Forest Investment Co., LLC, (Aspen) to buy 5,000 shares of common stock of the Lake Alpine Water Company and “direct the assigned Administrative Law Judge (ALJ) to open a second phase of the current application. The scope of this phase will be limited to: 1) whether a fine should be levied; and 2) if so, what amount that fine should be.” (D.13-03-007 at 40.) Parties have filed briefs and the proposed decision is nearly complete.

On March 10, 2015, a proposed decision assessing a penalty on Aspen was issued for public review and comments. In order to provide the parties time to comment on the proposed decision and the Commission time to consider and issue a final decision, an extension of time is necessary. Therefore, a 60-day extension of the statutory deadline until June 26, 2015, is appropriate.

## **2. Waiver of Comment Period**

Under Rule 14.6(c)(4) of the Commission’s Rules of Practice and Procedure, the Commission may reduce or waive the period for public review and comment of decisions extending the deadline for resolving ratesetting proceedings. We waive the period for public review and comment pursuant to this rule.

## **3. Assignment of Proceeding**

Michael Picker is the assigned Commissioner and Seaneen M. Wilson is the assigned ALJ in this proceeding.

## **Findings of Fact**

1. This proceeding was initiated on April 15, 2011.
2. A proposed decision was issued on March 10, 2015, for public review and comments.

3. An extension of time until June 26, 2015, is necessary to provide the parties time to comment on the proposed decision and the Commission time to consider and issue a final decision.

**Conclusions of Law**

1. Pursuant to the authority granted the Commission under Public Utilities Code Section 1701.5(a), the statutory deadline for this proceeding should be extended to June 26, 2015.

2. Pursuant to Rule 14.6(c)(4), the comment period for the proposed decision should be waived.

**IT IS ORDERED** that the extension of the statutory deadline for this proceeding is extended to June 26, 2015.

This order is effective today.

Dated \_\_\_\_\_, at San Francisco, California.