

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR
TRANSFER NO. 82161 IN THE NAME OF
SUEZ WATER IDAHO INC.

**ORDER VACATING HEARING
DATES AND ASSOCIATED
DEADLINES; NOTICE OF STATUS
CONFERENCE**

BACKGROUND

On March 19, 2021, the Director of the Idaho Department of Water Resources (“Department”) issued a *Notice of Hearing; Scheduling Order* (“Hearing Notice”), scheduling an administrative hearing in this matter for September 28–30, 2021, and deadlines for: the submission of and the Department’s response to expert report(s), all discovery, witness disclosures, and the exchange of exhibits.

On June 30, 2021, in response to a request made by SUEZ Water Idaho Inc. (“Applicant”), the Director of the Department issued a *Notice of Amended Scheduling Order* (“Amended Order”) in this matter. The Amended Order altered the deadline for the submission of and the Department’s response to expert report(s).

The Applicant, intervenor Lexington Hills, Inc., and the Department have been participating in informal settlement discussions and have recently reached a settlement in principle; however, additional time is needed to effectuate the settlement. Given that the parties and the Department are actively engaged in settlement discussions, the Director has determined that it is reasonable to vacate the hearing dates and associated deadlines in this matter and to schedule a status conference. During the status conference, the parties should be prepared to discuss their timeline for settlement execution.

ORDER

IT IS HEREBY ORDERED that the hearing scheduled for September 28-30, 2021, the August 4, 2021 deadline set for the Department’s response to expert report(s), the September 14, 2021 discovery deadline, and the September 21, 2021 deadline set for witness disclosure and exchange of exhibits are VACATED.

NOTICE OF STATUS CONFERENCE

The Director hereby notifies the parties that a status conference will be held on **September 30, 2021, at 9:00 am**, via teleconference.

All parties to the matter must be represented at the status conference by telephone. To participate, please dial the following number and then enter the following code:

Telephone: 1-720-279-0026

Participant Code: 432976#

The status conference will be held in accordance with provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, and the adopted Rules of Procedure of the Department IDAPA 37.01.01. A copy of the Rules of Procedure may be obtained from the Department upon request or at: <https://adminrules.idaho.gov/rules/current/37/370101.pdf>.

The status conference will be conducted in a manner that satisfies the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to participate in or understand the conference, please contact Sarah Tschohl at (208) 287-4815, no later than five (5) days prior to the status conference.

DATED this 14th day of September 2021.



GARY SPACKMAN
Director

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 14th day of September 2021, I served a true and correct copy of the **ORDER VACATING HEARING DATES AND ASSOCIATED DEADLINES; NOTICE OF STATUS CONFERENCE** to the following parties via U.S. Mail and by email:

Michael P Lawrence GIVENS PURSLEY LLP 601 W. Bannock St. P.O. Box 2720 Boise, ID 83701-2720 mpl@givenspursley.com	<input checked="" type="checkbox"/> U.S. Mail, postage prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email
<i>For Applicant SUEZ Water Idaho Inc.</i>	
John M Marshall JOHN MARSHALL LAW PLLC 575 W. Bannock St., Ste. B Boise, ID 83702 john@jmarshalllaw.com	<input checked="" type="checkbox"/> U.S. Mail, postage prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email
<i>For Intervenor Lexington Hills, Inc.</i>	



Sarah Tschohl
Legal Assistant