Re: In the Matter of Integrated Municipal Application Package ("IMAP") of Suez Water Idaho for Applications for Transfers of Water Rights and Applications for Amendment of Permits

Ms. Davis,

On December 27, 2017, the Idaho Department of Water Resources ("Department") received the First Discovery Requests to Idaho Department of Water Resources submitted by the Boise Project Board of Control ("Boise Project") in the above-referenced matter. The Boise Project requests that the Department answer the interrogatories and requests for production set forth therein "in accordance with Rules 26, 33, 34, and 36 of the Idaho Rules of Civil Procedure."

Idaho Rules of Civil Procedure 26, 33, 34, and 36 apply to "parties" to a matter. Similarly, the Department’s Rule of Procedure 522 specifies that "parties to a proceeding have a right of discovery of all other parties to the proceeding according to Rule 521." IDAPA 37.01.01.522 (emphasis added). The Department is not a party to this matter. Therefore, the Department is not required to, and will not, answer the Boise Project’s interrogatories. However, if the Boise Project wants to depose Department staff regarding subjects set forth in the interrogatories, please contact Kimi White to arrange such deposition at (208) 287-4815.

In addition, as a courtesy, the Department is gathering documents responsive to the Boise Project’s requests for production and will post those documents in a folder to the Department’s website at https://idwr.idaho.gov/legal-actions/administrative-actions/suez-water-idaho-inc-
IMAP.html. Ms. White will email all parties when that posting is complete. Finally, if you would like to inspect or photocopy the Department’s files in this matter, please contact Ms. White.

Sincerely,

Emmi L. Blades
Deputy Attorney General

cc: All parties listed on the Certificate of Service for this matter (via e-mail)