

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
PUBLIC UTILITIES COMMISSION

IN RE: Providence Water Supply Board :

Docket No. 4618

KENT COUNTY WATER AUTHORITY'S MEMORANDUM IN SUPPORT OF BRISTOL
COUNTY WATER AUTHORITY'S MOTION FOR RELIEF FROM ORDER

Now comes the Kent County Water Authority ("KCWA") and hereby supports the Bristol Water Authority's ("BCWA") Motion for Relief from Order in the within Docket.

Specifically, KCWA supports and agrees with the cogent analysis BCWA set forth in its Motion for Relief from the Public Utilities Commission ("Commission") February 10, 2017, Order in regard to the allocations costs for the Central Operations Facility ("COF") to wholesale customers. KCWA asserts that the Providence Water Supply Board ("PWSB") failed to provide any evidence to support a rationale for the allocation costs of the COF to wholesale customers.

In Docket #4571, the Parties agreed that the allocation of costs for the COF would be based on the functional use to each rate class.¹ Although, in Docket 4618, PWSB submitted evidence of the COF costs allocated to wholesale customers would be 21.50 % of the overall costs, it failed to submit any evidence, including the functionality methodology as agreed in Docket # 4571, for the rationale for those costs.² As a result, PWSB failed to satisfy its burden that the annual 21.50% COF cost allocation to wholesale customers is necessary to obtain

¹ See: Docket 4571 Order.

² See Exhibit 2 of BCWA Motion for Relief from Order (PWSB Response to RR-3 in Docket #4618)

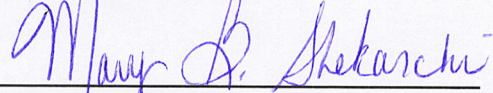
reasonable compensation for the services rendered. See: RI Gen. Laws Section 39-3-12.

Because PWSB failed to meet its burden, under Rule 1.28 (b)(6) of the Commission's Rules of Practice & Procedure,³ relief from the Commission's February 10, 2017 order is justified. For these reasons and the reasons presented in BCWA's Motion, KCWA supports BCWA's Motion and respectfully requests this Commission grant the BCWA's Motion for Relief of Order as petitioned.

³ Rule 1.28 (b) (6) of the PUC Rules of Practice & Procedure states" ... On motion and upon such terms as are just, the Commission may grant relief for the following reasons: . . . (6) Any other reason justifying relief from the operation of the order."

Dated: April 21, 2016

Respectfully submitted,
Kent County Water Authority
By its Attorney



Mary B. Shekarchi
33 College Hill Rd., #15E
Warwick, RI 02886
Tel. # (401) 828-5030
Fax # (401) 823-1400
marybali@aol.com

CERTIFICATION OF SERVICE

I hereby certify that on this 21 st day of April, 2017, I sent a copy of within to the Parties listed on the attached service list.

MBS

**Docket No. 4618 - Providence Water Supply Board – General Rate Filing
Service List updated 10/17/16**

| Parties | E-mail | Phone |
|---|--|--------------|
| Providence Water Supply Board (PWSB) Michael McElroy, Esq. Schacht & McElroy PO Box 6721 Providence, RI 02940-6721 | Michael@McElroyLawOffice.com ; | 401-351-4100 |
| | Leah@McElroyLawOffice.com ; | |
| Rick Caruolo, General Mgr. Providence Water Supply Board 552 Academy Avenue Providence, RI 02908 | Rcaruolo@provwater.com ; | 401-521-6300 |
| | Greggg@provwater.com ; | |
| | ThomasM@provwater.com ; | |
| | mdeignan-white@provwater.com ; | |
| | NancyP@provwater.com ; | |
| Harold Smith Raftelis Financial Consulting, PA 1031 S. Caldwell Street, Suite 100 Charlotte, NC 28203 | PeterP@provwater.com ; | 704-373-1199 |
| | Hsmith@raftelis.com ; | |
| Division of Public Utilities (Division) Leo Wold, Esq. Dept. of Attorney General 150 South Main St. Providence, RI 02903 | Lwold@riag.ri.gov ; | 401-222-2424 |
| | Jmunoz@riag.ri.gov ; | |
| | Dmacrae@riag.ri.gov ; | |
| John Spirito, Esq. Division of Public Utilities & Carriers | John.spirito@dpuc.ri.gov ; | |
| | steve.scialabba@dpuc.ri.gov ; | |
| | Al.mancini@dpuc.ri.gov ; | |
| | john.bell@dpuc.ri.gov ; | |
| Jerome Mierzwa Exeter Associates, Inc. 10480 Little Patuxent Pkwy, Suite 300 Columbia, MD 21044 | jmierzwa@exeterassociates.com ; | |
| Ralph Smith Larkin & Associates, PLLC 15728 Farmington Road Livonia, Michigan 48154 | rsmithla@aol.com ; | 734-522-3420 |
| | dawn.bisdorf@gmail.com ; | |
| | tmlarkinassociates@gmail.com ; | |
| City of Warwick Peter Ruggiero, City Solicitor RUGGIERO BROCHU 20 Centerville Road Warwick, RI 02886 | peter@rubroc.com ; | 401-737-8700 |
| | maryann@rubroc.com ; | |
| Bristol County Water Authority (BCWA) Joseph A. Keough, Jr., Esq. Keough & Sweeney 41 Mendon Ave. Pawtucket, RI 02861 | jkeoughjr@keoughsweeney.com ; | 401-724-3600 |
| City of East Providence | gdias@cityofeastprov.com ; | 401-435-7523 |

| | | |
|---|--|--------------|
| Gregory S. Dias, Esq. East Providence City Solicitor 145 Taunton Avenue East Providence, RI 02914 | jmarvel@cityofeastprov.com ; | |
| | scoutu@cityofeastprov.com ; | |
| Kent County Water Authority Mary B. Shekarchi, Esq. 33 College hill Rd., Suite 15-E Warwick, RI 02886 | marybali@aol.com ; | 401-828-5030 |
| Timothy Brown, P.E. General Manager Chief Engineer Kent County Water Authority PO Box 192 West Warwick, RI 02893-0192 | tbrown@kentcountywater.org ; | 401-821-9300 |
| Christopher Woodcock Woodcock & Associates, Inc. 18 Increase Ward Drive Northborough, MA 01532 | Woodcock@w-a.com ; | 508-393-3337 |
| File original and nine (9) copies w/: Luly E. Massaro, Commission Clerk Public Utilities Commission 89 Jefferson Blvd. Warwick, RI 02888 | Luly.massaro@puc.ri.gov ; | 401-780-2107 |
| | Cynthia.wilsonfrias@puc.ri.gov ; | |
| | Linda.george@puc.ri.gov ; | |
| | Sharon.colbycamara@puc.ri.gov ; | |
| Kathleen Crawley Water Resources Board | Kathleen.crawley@wrb.ri.gov ; | 401-222-6696 |