

BEFORE THE GUAM PUBLIC UTILITIES COMMISSION

IN THE MATTER:)
)
The Application of the Guam)
International Country Club for) **DOCKET 08-004**
Approval of Rates for Guam Residents.))
)
_____)

SUPPLEMENTAL ORDER

This matter comes before the Guam Public Utilities Commission [GPUC] upon the April 19, 2010, PUC Counsel Supplemental Compliance Report.¹ According to Counsel’s Supplemental Report, GICC has now paid its outstanding regulatory fees and charges due in this proceeding. PUC Counsel further recommends that certain deadlines previously set forth in the Commission’s Decision & Order dated December 29, 2008, relative to GICC’s duties to propose a new panel of members and a methodology using the newly determined panel members to set appropriate rates, be revised.

Since GICC does not presently intend to file a new petition seeking to increase or alter rates, there is no harm in extending the deadline by which GICC must propose such a new panel of members and a methodology, until at least six months before GICC files any new rate petition. Extending the time period during which GICC may propose a new panel of members and a methodology will prevent GICC from incurring any unnecessary expenses in fulfilling those duties at the present time.

Having carefully considered the record herein, and the PUC Counsel Supplemental Compliance Report, for good cause shown and on motion duly made, seconded and carried by the affirmative vote of the undersigned Commissioners, the Commission hereby ORDERS that:

1. Paragraph 5 of the PUC Decision & Order in this Docket, filed December 29, 2008, is hereby amended as follows:
“GICC shall propose a new panel of members (“comparable municipal facilities in the mainland United States”), consistent with the requirements set forth in P.L. 19-34 §23(b), no later than one hundred and eighty (180) days before GICC files any new rate petition.”

¹ PUC Counsel Supplemental Compliance Report, Docket 08-004, filed April 19, 2010.

- 1 2. Paragraph 6 of the PUC Decision & Order Docket 08-004, filed
2 December 29, 2008, is hereby amended as follows:
3 “GICC shall propose a methodology using the newly determined
4 panel members to set appropriate rates, and disclose all data used
5 to develop the panel and proposed rates, no later than when the
6 proposed panel is filed.”
- 7 3. For clarification purposes, a “new panel of members” refers to
8 those comparable municipal golf facilities in the mainland United
9 States that the PUC will utilize, for comparison purposes, to set
10 appropriate rates for GICC. In carrying out such duties, GICC
11 should be guided by past practice and precedent before the PUC
12 over the years determining the comparable number and type of
13 municipal facilities in the mainland United States which should be
14 used for comparison purposes.
- 15 4. GICC shall pay for the Commission’s regulatory fees and expenses,
16 including without limitation, consulting and counsel fees and the
17 fees and expenses of conducting the hearing proceedings.
18 Assessment of PUC’s regulatory fees and expenses is authorized
19 pursuant to 12 GCA §§12002(b) and 12024(b), and Rule 40 of the
20 Rules of Practice and Procedure before the Public Utilities
21 Commission.

22 Dated this 29th day of April, 2010.

23 _____
24 Jeffrey C. Johnson
25 Chairman

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24 Joseph M. McDonald
25 Commissioner

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27 Filomena M. Cantoria
28 Commissioner

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27 Rowena E. Perez
28 Commissioner

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30 Michael A. Pangelinan
31 Commissioner