

**GOVERNMENT OF THE VIRGIN ISLANDS
OF THE UNITED STATES**

Public Services Commission

IN RE:)	
)	Docket No. 533
Self Insurance and Hazard Mitigation Fund)	Order No. 07/2009
Of the Virgin Islands Water and Power)	
Authority)	
_____)	

Amended Order

WHEREAS, on October 15, 2008, Hurricane Omar passed over the Virgin Islands and caused damages to the Water and Power Authority (hereinafter "WAPA" or the "Authority") Authority's distribution system; and

WHEREAS, on October 20, 2008, the Authority filed a petition with the Commission for the authorization to use three million dollars (\$3,000,000) from the Self-Insurance and Hazard Mitigation Fund (hereinafter the "Fund") for restoration of the Authority's distribution system in the aftermath of Hurricane Omar; and

WHEREAS, on October 25, 2008, the Commission met in regular session at the Westin Hotel on St. John, Virgin Islands; and

WHEREAS, after careful review and deliberation, the Commission voted to approve the expenditure from the Fund for up to three million dollars (\$3,000,000) subject to the following requirements:

1. Money from the Fund is to be used for the restoration of damages caused by Hurricane Omar.
2. The Authority is expected to report and account for the expenditures of such funds within six (6) months.
3. The expenditure of these funds is limited to the incremental cost relative to the damages actually caused by Hurricane Omar.
4. That there will be an adjustment for any outside sources of funding for restoration.
5. That the use of these funds are limited to some reasonable period prior to the storm, noting that for the purposes of this order a reasonable period is considered to be within the period of seventy-two (72) hours prior to the storm.
6. That no funds from the fund will be used for fuel costs.

NOW THEREFORE, it is hereby **ORDERED**, that the Authority is authorized to use up to three million dollars (\$3,000,000) from the Self Insurance and Hazard Mitigation Fund and that:

1. Money from the Fund is to be used for the restoration of damages caused by Hurricane Omar.
2. The Authority is expected to report and account for the expenditures of such funds within six (6) months.
3. The expenditure of these funds is limited to the incremental cost relative to the damages actually caused by Hurricane Omar.
4. That there will be an adjustment for any outside sources of funding for restoration.
5. That the use of these funds are limited to some reasonable period prior to the storm, noting that for the purposes of this order a reasonable period is considered to be within the period of seventy-two (72) hours prior to the storm.
6. That no funds from the fund will be used for fuel costs.

So Ordered.

For the Commission

Dated: 12/10, 2008



Joseph B. Boschulte, Chair