

GOVERNMENT OF THE UNITED STATES VIRGIN ISLANDS

PUBLIC SERVICES COMMISSION

In Re:

The Virgin Islands Water and Power Authority's Levelized Energy Adjustment Charge

PSC Docket No. 289

Order No. 26/2013

ORDER

WHEREAS, the Public Services Commission ("PSC" or "Commission") has a long established process for quarterly adjustments to the Levelized Energy Adjustment Charge, commonly known as the LEAC;

WHEREAS, the Water and Power Authority ("WAPA" or "the Authority") is required to file its requested rates, forecasts and supporting information forty-five days (45) prior to the requested effective date, for each quarter of the year; and

WHEREAS, WAPA filed its Petition for the January – March quarter of 2013 on November 20, 2013; and

WHEREAS, The Commission's Technical Consultant Georgetown Consulting Group ("GCG") filed its report with the Commission on December 14, 2012; and

WHEREAS, the Commission held its noticed Special Meeting on December 18, 2012; and

WHEREAS, during the Special Meeting, the Authority objected to GCG's report; and

WHEREAS, the Commission adopted Orders Nos. 20/2013 and 21/2013 (dated January 3, 2013), which established the Water LEAC and the Electric LEAC, respectively, for the period of January – March 2013; and

WHEREAS, on January 29, 2013, WAPA filed its Petition for Reconsideration specifically challenging Paragraphs 2, 4 and 10 of Order No. 20/2013; and

WHEREAS, on February 11, 2013, GCG submitted their initial response;

WHEREAS, on February 12, 2013, the Commission held a noticed Special Meeting to consider the Petition for Reconsideration; and

WHEREAS, the Commission permitted WAPA and its consultants to make a presentation; and

WHEREAS, upon deliberation and review the Commission **GRANTED** the Authority's Petition for Reconsideration.

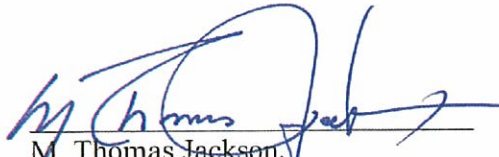
NOW THEREFORE, the Commission **ORDERS**:

1. The Water and Power Authority's Petition for Reconsideration is **GRANTED**;
2. On the Authority's submission of its written waiver of stay, the approved rates will remain in effect;
3. If the written waiver of stay is not submitted within twenty-four (24) hours, the rates in effect prior to Orders 20/2013 and 21/2013 are restored to immediate effect, as of January 29, 2013 (the date of WAPA's Petition for Reconsideration);
4. This matter shall be set for hearing before a hearing examiner, to be appointed;
5. The hearing examiner shall set a schedule for briefing, submission of testimony, and other matters, and return his or her recommendation to the Commission.

So Ordered.

For the Commission

Dated: February 26, 2013


M. Thomas Jackson,
Chair, Public Services Commission