

GOVERNMENT OF THE UNITED STATES VIRGIN ISLANDS

PUBLIC SERVICES COMMISSION

In Re:

The Virgin Islands Water and Power Authority's Levelized Fuel Adjustment Clause

PSC Docket No. 289

Order No. 38/2013

ORDER

WHEREAS, this matter is before the Virgin Islands Public Services Commission ("Commission" or "PSC") on the Virgin Islands Water and Power Authority's February 15, 2013, (WAPA or "Authority") quarterly filing and petition for adjustment of the Levelized Energy Adjustment Charge ("LEAC"); and

WHEREAS, the Authority filed a supplemental filing on March 4, 2013, and again on March 12, 2013; and

WHEREAS, the Commission's technical consultants and staff submitted requests for information in regard to each of these filings; and

WHEREAS, on March 23, 2013, the Commission received the report from its technical consultants; and

WHEREAS, on March 26, 2013, the Commission met in public session in the Commission's offices on both St. Thomas and St. Croix and heard from witnesses for the Authority, from the Commission's technical consultants, and members of the public.

NOW THEREFORE, the Commission Finds and Orders:

1. That the current LEAC filing is incomplete regarding the requirements of the Stipulation and Amendment to the Stipulation for the Rate Financing

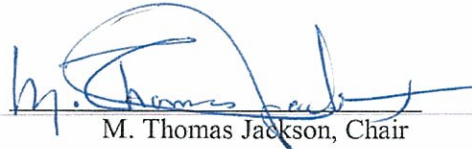
Mechanism which provides \$16 million per year for supplemental maintenance and the temporary generator.

2. That the submission of incomplete information has been a recurring problem.
3. The pending application for an increase in the Electric LEAC and a decrease in the Water LEAC is **SUSPENDED** until the next meeting of the Commission, so that the Authority will have the opportunity to file all of the required information.

So Ordered.

For the Commission

Dated: April 19, 2013



M. Thomas Jackson, Chair