

Application For Authorization To Acquire A Controlling Interest In A Regulated Public Utility

Dear Applicant:

Thank you for taking the time to fill out an application with the Regulatory Commission of Alaska ("Commission"). Our regulations require that all *applications for authorization to acquire a controlling interest in a regulated public utility* be filed electronically over the Commission's website. If this is your first time filing an application with the Commission, Information and Guidelines for filing an application electronically are available here:

<http://rca.alaska.gov/RCAWeb/Documents/Help/SubmissionGuide.pdf>

In addition to providing all of the information requested in APUC FORM X107, the application enclosed with this letter, all applications must include the following items:

- A *proposed* public notice describing the nature of the application, and that meets the language requirements set forth in [3 AAC 48.648\(e\)](#). A template notice that generally meets Commission requirements is included with this application package.
- A purchase order that demonstrates you have arranged for your *proposed* public notice to be published in a newspaper of general circulation in the state. (A purchase order can be in the form of a receipt from the newspaper or an email from the newspaper stating that you have arranged for payment and publishing of the *proposed* notice.)

Note: The applicant does not issue the final public notice. The Commission will review the proposed notice filed with your application, make changes as necessary, and issue the final public notice using the purchase order you provide with your application package.

If you do not wish to complete any portion of the application, you will have to file a motion for waiver, separate from your application, that meets the requirements set forth in [3 AAC 48.805](#)

You can request that any portion of your application be made confidential by filing a separate petition for confidentiality that meets the requirements set forth in [3 AAC 48.045](#)

If the Commission can be of further assistance with the completion of your application, call (907) 276-6222 and ask for the Engineering Section, or Common Carrier Section. Alternatively, you can send an email to: engineering.rca@alaska.gov or commoncarrier.rca@alaska.gov

Sincerely,

The Regulatory Commission of Alaska
701 West Eighth Avenue, Suite 300
Anchorage, Alaska 99501

STATE OF ALASKA

ALASKA PUBLIC UTILITIES COMMISSION

APPLICATION FOR AUTHORIZATION TO ACQUIRE A CONTROLLING INTEREST
IN A REGULATED PUBLIC UTILITY

In the Matter of the Application)
of) U- -
)
)
for Authority to Acquire a)
Controlling Interest in)
)
)

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To the Commission:

Application is hereby made to the Alaska Public Utilities Commission under the provisions of AS 42.05.221 - AS 42.05.281, and the regulations of the Commission as applicable requesting authority to acquire a controlling interest in a public utility which is the holder of Certificate of Public Convenience and Necessity No. _____.

1. Facts about utility over which applicant(s) desire(s) to acquire control:

- a. Name: _____
- b. Address: _____
- c. Trade Name (if any): _____
- d. Type of Authority: Electric () Telecommunication ()
 Gas () Water () Sewer ()
 Garbage and Refuse ()

2. Facts about the applicant(s):

- a. Name: _____

b. Address:_____

c. Trade Name (if any):_____

d. Applicant is (check one) an individual (), a partnership (), a corporation (), organized under the laws of the State of _____.

e. If Partnership is checked in "d" above, supply following facts:

<u>Name of each Partner</u>	<u>Address</u>	<u>Partnership</u>
<u>Interest</u>		
_____	_____	_____
_____	_____	_____
_____	_____	_____

f. If corporation is checked in "d" above, supply following facts:

<u>Name of Two Principal Officers</u>	<u>Title of Each</u>

The name and address of each stockholder owning or holding directly or indirectly, 5% or more of the corporation's voting securities, and the percent of the securities held by each, is as follows (use continuation sheet if necessary):

<u>Name</u>	<u>Address</u>	<u>Voting Control</u>
_____	_____	_____ %
_____	_____	_____ %
_____	_____	_____ %
_____	_____	_____ %

3. The name and address of each stockholder at present owning or controlling 5% or more of the voting securities of the utility over which the applicant seeks to acquire control, and the percent of the securities held by each, is as follows (use continuation sheet if necessary):

<u>Name</u>	<u>Address</u>	<u>Voting Control</u>
_____	_____	_____ %
_____	_____	_____ %
_____	_____	_____ %
_____	_____	_____ %

4. Applicant proposes to acquire ____% of the public utility's voting securities.

5. Is the applicant an officer, director, stockholder, partner, employee, or agent of the holder of any other operating authority issued by the Alaska Public Utilities Commission, or in any way a holder of a financial interest in any of that authority? Yes () No (). If "yes", explain below.

6. If applicant is presently the holder of another Alaska Public Utilities Commission operating authority, will a transfer application be filed at a later date seeking to merge authorities? Yes () No ()

7. If the acquisition requested in this application is authorized, does applicant plan to transfer control of the authority involved in this applicant to another party? Yes () No (). If "yes", explain below and give name and address of intended transferee.

8. Does applicant propose to change management, personnel, or equipment of the utility to be acquired? If so, state nature and extent.

9. Is applicant familiar with the governing statutes and regulations of the Commission? Yes () No ().

10. List other primary business interests of the applicant.

DATA ON WHICH APPLICANT RELIES TO WARRANT APPROVAL OF APPLICATION:
(ATTACH TO APPLICATION)

1. Statement of financial condition of utility holding the authority. (Preferably an audited statement for the most recent calendar or fiscal year.
2. Statement of financial condition of applicant(s). (Preferably an audited statement for the most recent calendar or fiscal year).
3. Statement of facts indicating that acquisition of control of utility is in the public interest.
4. If applicant is a corporation:
 - a. Proof that a signatory(s) have proper corporate authority to act on behalf of the corporation.
 - b. Foreign corporation: Proof of registration to do business in Alaska.
 - c. Alaskan corporation: Proof of good standing with Alaska Department of Commerce and Economic Development (Certification of Compliance)

ALL FILINGS MUST BE IN AN ORIGINAL AND SIX COPIES

I, _____, and I,

_____ hereby state, upon oath, that the information contained in this application is true and correct to the best of my knowledge and belief for the uses and purposes mentioned in it.

(Applicant)

(Title, if any)

(Selling of Controlling Interest)

(Title, if any)

Subscribed and sworn to before me this _____ day of _____ 2000.

Notary Public in and for the
State of _____
My commission expires _____

**REGULATORY COMMISSION OF ALASKA
MASTER UTILITY DIRECTORY INFORMATION**

Please complete form and return to:

Records and Filings
Regulatory Commission of Alaska
701 West Eighth Ave., Suite 300
Anchorage, AK 99501-3469
In Anchorage (907) 276-6222
Within Alaska (800) 390-2782

GENERAL INFORMATION UPDATE FORM

Name of Pipeline/Utility Carrier:_____

Address:_____

_____ Zip Code:_____

Telephone No:_____ Fax No:_____

EIN Number:_____ Certificate No.:_____

MANAGEMENT

List all principal management personnel

Name	Address	Local Manager	Phone No.
President:_____			
General Manager:_____			
Principal Attorney(s):_____			
Accountant:_____			
Engineer:_____			

Service Area Information

For all principal management personnel

Location	Local Address	Local Manager	Phone No.

NOTICE OF UTILITY APPLICATION

The REGULATORY COMMISSION OF ALASKA (Commission) gives notice that an application has been filed by **APPLICANT** to acquire a controlling interest in **UTILITY NAME**. **UTILITY NAME** is a **TYPE OF CORPORATION**, registered in the State of **STATE**. **UTILITY NAME** is a public utility that holds Certificate of Public Convenience and Necessity No. **XXX**, authorizing **TYPE OF SERVICE PROVIDED BY UTILITY** in and around **SERVICE AREA (COMMUNITIES SERVED)**. Docket No. **U-xx-yyy** was opened to address this matter.

The acquisition of the controlling interest will **EFFECTS ACQUISITION WILL HAVE ON RATES, TERMS, AND/OR SERVICES**.

In conjunction with its application, **APPLICANT** has filed a request for waiver of the following requirements: **SPECIFY FILING REQUIREMENTS SUBJECT TO WAIVER REQUESTS**. Interested persons may file a response to the waiver request with the Commission by 5:00 p.m. **DATE**.

In conjunction with its application, **APPLICANT** has filed a petition for confidential treatment of the following information filed in conjunction with the application: **SPECIFY APPLICATION INFORMATION FILED UNDER SEAL**. Interested persons may file a response to the petition for confidential treatment with the Commission by 5:00 p.m. **DATE**.

The Commission has not assessed the completeness of the application. The Commission may determine whether the application is complete by **DATE**.

You may obtain information about this application by contacting **POINT OF CONTACT** for **UTILITY NAME**, **ADDRESS**, **PHONE**. The complete filing is also available for inspection at the Commission's office at 701 West 8th Avenue, Suite 300, Anchorage, AK 99501; phone: (907) 276-6222, or may be viewed at the Commission's website at <http://rca.alaska.gov> by typing Docket "**U-xx-yyy**" in the *Find the Matter* search box.

To comment on this filing, please file your comments by 5:00 p.m. **DATE**, at the Commission's address given above or via our website at:

<https://rca.alaska.gov/RCAWeb/WhatsNew/PublicNoticesComments.aspx>

Please reference the docket number and include a statement that you've filed a copy of the comments with **POINT OF CONTACT** at the address given above.

Comment [BSM1]: **GREEN** represents information to be filled out by the applicant

The Commission will establish all the information in **YELLOW**.

Comment [BSM2]: Only include this language if you file a separate MOTION FOR WAIVER

Most applicants do not need to include this language.

Comment [BSM3]: Only include this language if you file a separate PETITION FOR CONFIDENTIAL TREATMENT

Most applicants do not need to include this language.

Individuals or groups of people with disabilities, who require special accommodations, auxiliary aids or service, or alternative communication formats, please contact Joyce McGowan at (907) 276-6222, toll-free at 1-800-390-2782, or TTY (907) 276-4533 or send a request via electronic mail to rca.mail@alaska.gov by **DATE**.

DATED at Anchorage, Alaska, this ??th day of **[Month, Year]**.

REGULATORY COMMISSION OF ALASKA

T.W. Patch
Chairman