



STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 1st Floor
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

WATER

IN THE MATTER OF SIMMONS WATER COMPANY)
REQUEST FOR 90 DAY EXTENSION TO FILE CY 2023) ORDER
ANNUAL REPORT BY JUNE 30, 2024) DOCKET NO. WO24040233

Parties of Record:

Rahn J. Singer, Accountant, Simmons Water Company

BY THE BOARD:

By this Order, the New Jersey Board of Public Utilities ("Board") grants a three (3) month extension request for Simmons Water Company ("Simmons") to file its Calendar Year ("CY") 2023 Annual Report by June 30, 2024.

BACKGROUND

Pursuant to N.J.A.C. 14:3-6.3, every utility shall file with the Board, on or before March 31 of each year, an annual report summarizing its finances and operations for the preceding calendar year. A utility may file a request with the Board Secretary for an extension of up to 30 days for filing the annual report. Each additional 30-day extension, after the initial extension is granted, requires the submission of a separate request for extension. N.J.A.C. 14:3-6.3(d). Pursuant to N.J.A.C. 14:1-1.2, the rules shall be liberally construed to permit the Board to carry out its functions and the Board may waive the rules if full compliance would result in "hardship or inconvenience." N.J.A.C. 14:1-1.2(b)(2)(ii).

In an email received on March 25, 2024, Simmons requested to extend the due date for submission of its CY 2023 annual report for three (3) months. Due to the timeliness of the request, the earliest response possible is after the May 22, 2024 Board agenda meeting. Simmons stated that the water utility would require additional time to ensure the accuracy of the filing.

DISCUSSION AND FINDINGS

The Board is authorized to relax or waive its rules pursuant to N.J.A.C. 14:1-1.2, which provides that the rules may be liberally construed to permit the Board to carry out its statutory functions. Upon a showing of good cause, the Board may relax or permit deviations from the rule. N.J.A.C. 14:1-1.2(b).

The Board **FINDS** that Simmons' request for a 90-day extension is reasonable and that good cause exists. Accordingly, the Board **HEREBY APPROVES** an extension of 90 days to June 30, 2024 for Simmons' filing of the CY 2023 Annual Report.


This Order shall be effective on May 29, 2024.

DATED: May 22, 2024

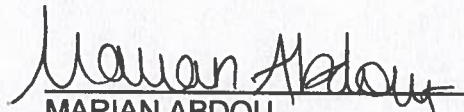
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BY:



DR. ZENON CHRISTODOULOU
COMMISSIONER



CHRISTINE GUHL-SADOVY
PRESIDENT



MARIAN ABDOU
COMMISSIONER



MICHAEL BANGE
COMMISSIONER

ATTEST:



SHERRIL L. GOLDEN
SECRETARY

I HEREBY CERTIFY that the within document is a true copy of the original in the files of the Board of Public Utilities.

IN THE MATTER OF SIMMONS WATER COMPANY REQUEST FOR 90 DAY EXTENSION
TO FILE CY 2023 ANNUAL REPORT BY JUNE 30, 2024

DOCKET NO. WO24040233

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