

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF DELAWARE

IN THE MATTER OF THE APPLICATION OF)
INLAND BAYS PRESERVATIONCOMPANY,)
LLC. FOR A GENERAL RATE INCREASE) PSC DOCKET NO. 09-327WW
PURSUANT TO 26 DEL. C. §304 (FILED)
JULY 29, 2009))

ORDER NO. 7756

AND NOW, this 20th day of April, 2010:

WHEREAS, the Delaware Public Service Commission (the "Commission") has received and reviewed the Findings and Recommendations of the Hearing Examiner, dated March 24, 2010, issued in the above-captioned docket (attached hereto as Attachment "A"), which Findings and Recommendations were submitted after a duly-noticed evidentiary hearing; and

WHEREAS, the Hearing Examiner recommends that the Proposed Settlement Agreement (attached to the Findings and Recommendations as Exhibit "A" and hereinafter the Settlement Agreement) submitted jointly by the parties at the evidentiary hearing on February 16, 2010 and which was executed by all of the parties to the proceeding, be approved; and

WHEREAS, the Commission finds that the proposed rates and tariff changes resulting from the Settlement Agreement are just and reasonable and that approval of the Settlement Agreement is in the public interest;

WHEREAS, the Commission finds that the Company has submitted to Commission Staff the necessary tariff sheets, which are attached

hereto as Attachment "B", implementing the rate changes agreed to by the parties pursuant to the Settlement Agreement, and that Commission Staff agrees the changes are correct and appropriate.

**NOW, THEREFORE, IT IS HEREBY ORDERED BY THE AFFIRMATIVE VOTE OF
NOT FEWER THAN THREE COMMISSIONERS:**

1. That the Commission adopts the Findings and Recommendations of the Hearing Examiner (Attachment "A"), dated April 8, 2010, and incorporates those Findings and Recommendations herein by reference as though fully set forth in this Order.

2. That the Settlement Agreement, attached as Exhibit "A" to the Hearing Examiner's Findings and Recommendations, is approved reflecting, among other things, an additional annual revenue increase to the Company of \$184,254, representing an approximate overall increase of approximately seventy-one percent (71%) over existing rates

3. That the Company is ordered to file on or before the close of business this day tariff sheets, attached hereto as Attachment "B," implementing the changes agreed to by the parties in the Settlement Agreement, among other things, reflecting the annual revenue increase of \$184,254 to produce an overall revenue requirement of \$444,462.

4. That the Company's new rates, as approved herein, will be effective as of the date of this Order.

5. That the Company, pursuant to Paragraph No. 4 of the Settlement Agreement, agrees to treat connection fees received from customers as CIAC and not operating revenues.

6. That within ninety (90) days of this Order the Company shall file some verifiable method of determining how much developers should pay as a CIAC or advance.

7. That the Company, pursuant to Paragraph No. 5 of the Settlement Agreement, will follow the specific methodology set forth in its tariff for calculating EDUs for commercial customers until a new methodology is ordered by the Commission for making such calculations.

8. The Commission reserves jurisdiction and authority to enter such further Orders in this docket as may be deemed necessary or proper.

BY ORDER OF THE COMMISSION:

/s/ Arnetta McRae
Chair

/s/ Joann T. Conaway
Commissioner

/s/ Jaymes B. Lester
Commissioner

/s/ Dallas Winslow
Commissioner

/s/ Jeffrey J. Clark
Commissioner

ATTEST:

/s/ Alisa Carrow Bentley
Secretary