

ORIG



0000003120

RECEIVED

2003 OCT 31 P 3:47

AZ CORP COMMISSION
DOCUMENT CONTROL

Arizona Corporation Commission

DOCKETED

OCT 31 2003

DOCKETED BY

FENNEMORE CRAIG
A Professional Corporation
Jay L. Shapiro
Patrick J. Black
3003 North Central Avenue
Suite 2600
Phoenix, Arizona 85012
Telephone (602) 916-5000

Attorneys for Santa Cruz Water Company and Palo Verde Utilities Company

BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE APPLICATION
OF PALO VERDE UTILITIES COMPANY
FOR AN EXTENSION OF ITS EXISTING
CERTIFICATE OF CONVENIENCE AND
NECESSITY.

DOCKET NO. SW-03575A-03-0586

IN THE MATTER OF THE APPLICATION
OF SANTA CRUZ WATER COMPANY,
FOR AN EXTENSION OF ITS EXISTING
CERTIFICATE OF CONVENIENCE AND
NECESSITY.

DOCKET NO. W-03576A-03-0586

**NOTICE OF COMPLIANCE
CONCERNING CUSTOMER NOTICE
AND PUBLICATION**

In accordance with October 2, 2003 Procedural Order governing the above-captioned docket, Palo Verde Utilities Company and Santa Cruz Water Company ("Applicants") hereby submit the following evidence of compliance concerning notice to customers and public notice:

1. Affidavit of Cindy Liles dated October 28, 2003, acknowledging that the customers have been notified of the public hearing on the above referenced matters via U.S. Postal Mail.

See Exhibit 1.

2. Copy of the Customer Notice. See Exhibit 2.

3. Affidavit of Donovan M. Kramer, Sr. acknowledging that the notice of public hearing was published on October 16, 2003 in the Case Grande Dispatch and copy of the Published Notice. See Exhibit 3.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

DATED this 31 day of October 2003.

FENNEMORE CRAIG, P.C.

By: 
Jay L. Shapiro
Patrick J. Black
Attorney for Palo Verde Utilities Company and
Santa Cruz Water Company

ORIGINAL and 15 copies of the
foregoing delivered this 31st
day of October, 2003, to:

Docket Control
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

COPY hand-delivered this
31st day of October, 2003 to:

Dwight D. Nodes
Hearing Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

COPY mailed this
31st day of October, 2003 to:

Brent D. Butcher
3975 S. Highland Drive, #6
Salt Lake City, UT 84124

Kent A. Hogan
3799 E. Catamount Ridge Way
Sandy, UT 84092

By: 

EXHIBIT 1

EXHIBIT 2

PUBLIC NOTICE OF HEARING ON APPLICATION BY
PALO VERDE UTILITIES COMPANY AND
SANTA CRUZ WATER COMPANY FOR
EXTENSIONS OF THEIR CERTIFICATES OF CONVENIENCE
AND NECESSITY TO PROVIDE WATER AND WASTEWATER SERVICES
IN PINAL COUNTY, ARIZONA
DOCKET NOS. SW-03575A-03-0586 and W-03576A-03-0586

On August 18, 2003, Palo Verde Utilities Company and Santa Cruz Water Company ("Applicants") jointly filed an application in the respective, above-captioned dockets seeking to extend their Certificates of Convenience and Necessity ("CC&N") to various specified areas of Pinal County, Arizona.

The application is available for inspection during regular business hours at the offices of the Commission in Phoenix, at 1200 West Washington Street, Phoenix, Arizona and at the Applicants' offices, at 426 N. 44th Street, Suite 200, Phoenix, Arizona.

The Commission will hold a hearing on this matter on **December 8, 2003, at 10:00 a.m.**, or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona. As a property owner or customer you may have the right to intervene in the proceeding. If you do not want to intervene, you may appear at the hearing and make a statement on your own behalf. Intervention shall be permitted to any person entitled by law to intervene and having a direct and substantial interest in the matter. Persons desiring to intervene must file a written notice to intervene with the Commission, which motion should be sent to the Applicant or their counsel and to all parties of record, and which, at the minimum, shall contain the following:

1. The name, address, and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different than the intervenor.
2. A short statement of the proposed intervenors interest in the proceeding (e.g., a customer of the Applicant, a shareholder or member of the Applicant, etc.)
3. A statement certifying that a copy of the motion to intervene has been mailed to the Company or its counsel and to all parties of record in the case.

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before November 14, 2003. The granting of intervention, among other things, entitles a party to present sworn evidence at hearing and to cross-examine other witnesses. However failure to intervene will not preclude any customer from appearing at the hearing and making a statement on such customer's own behalf. However, you will not receive any further notice of the proceeding unless requested by you.

If you have any questions or concerns about this application or have any objections to its approval, or wish to make a statement in support of it, you may write the Consumer Services Section of the Commission at 1200 West Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000 or appear at the hearing and make comment.

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting the ADA Coordinator, voice phone number 602/542-3931. Requests should be made as early as possible to allow time to arrange the accommodation.

EXHIBIT 3

Affidavit of Publication

STATE OF ARIZONA

COUNTY OF PINAL

} ss.

PUBLIC NOTICE OF HEARING
ON APPLICATION BY
PALO VERDE UTILITIES COMPANY
AND SANTA CRUZ WATER COMPANY
FOR EXTENSIONS OF THEIR
CERTIFICATES OF CONVENIENCE
AND NECESSITY TO PROVIDE
WATER AND WASTEWATER SERVICES
IN PINAL COUNTY, ARIZONA
DOCKET NOS. SW-03575A-03-0586
and W-03576A-03-0586

On August 18, 2003, Palo Verde Utilities Company and Santa Cruz Water Company ("Applicants") jointly filed an application in the respective, above-captioned dockets seeking to extend their Certificates of Convenience and Necessity ("CC&N") to various specified areas of Pinal County, Arizona.

The application is available for inspection during regular business hours at the offices of the Commission in Phoenix, at 1200 West Washington Street, Phoenix, Arizona and at the Applicants' offices, at 426 N. 44th Street, Suite 200, Phoenix, Arizona.

The Commission will hold a hearing on this matter on December 8, 2003, at 10:00 a.m., or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona. As a property owner or customer you may have the right to intervene in the proceeding. If you do not want to intervene, you may appear at the hearing and make a statement on your own behalf. Intervention shall be permitted to any person entitled by law to intervene and having a direct and substantial interest in the matter. Persons desiring to intervene must file a written notice to intervene with the Commission, which motion should be sent to the Applicant or their counsel and to all parties of record, and which, at the minimum, shall contain the following:

1. The name, address, and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different than the intervenor.
2. A short statement of the proposed intervenors' interest in the proceeding (e.g., a customer of the Applicant, a shareholder or member of the Applicant, etc.)
3. A statement certifying that a copy of the motion to intervene has been mailed to the Company or its counsel and to all parties of record in the case.

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before November 14, 2003. The granting of intervention, among other things, entitles a party to present sworn evidence at hearing and to cross-examine other witnesses. However failure to intervene will not preclude any customer from appearing at the hearing and making a statement on such customer's own behalf. However, you will not receive any further notice of the proceeding unless requested by you.

If you have any questions or concerns about this application or have any objections to its approval, or wish to make a statement in support of it, you may write the Consumer Services Section of the Commission at 1200 West Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000 or appear at the hearing and make comment.

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting the ADA Coordinator, voice phone number 602/542-3931. Requests should be made as early as possible to allow time to arrange the accommodation.

No. of publications: 1; date of publication: Oct. 16, 2003.

DONOVAN M. KRAMER, SR. first being duly sworn deposes and says: That he is a native born citizen of the United States of America, over 21 years of age, that he is publisher of the Casa Grande Dispatch, a daily newspaper published at Casa Grande, Pinal County, Arizona, Monday through Saturday of each week; that a notice, a full, true and complete printed copy of which is hereunto attached, was printed in the regular edition of said newspaper, and not in a supplement thereto, for ~~ONE~~ ~~XXXXXXX~~ issues the first publication thereof having been on the 16TH

day of OCTOBER A.D., 2003

Second publication _____

Third publication _____

Fourth publication _____

Fifth publication _____

Sixth publication _____

CASA GRANDE DISPATCH

By Donovan M. Kramer
DONOVAN M. KRAMER SR., Publisher

Sworn to before me this 20th

day of October A.D. 2003
Debbie L. Mumme

Notary Public in and for the County of Pinal, State of Arizona

